INTRODUCED BY: _____
SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION DESIGNATING OAK ESTATES, LLC AS REDEVELOPER OF 924-926 JEFFERSON STREET (BLOCK 95, LOTS 19 AND 20) AS PART OF THE NORTHWEST REDEVELOPMENT PLAN

WHEREAS, by ordinance adopted May 20, 1998, the Council of the City of Hoboken, as the duly designated Redevelopment Agency of the City of Hoboken approved a redevelopment plan for the Northwest Redevelopment Area dated May 5, 1998, which document is on file with the City Clerk and available for public inspection; and

WHEREAS, Oak Estates, LLC, as contract-purchaser of property at 924-926 Jefferson Street (Block 95, Lots 19 and 20) has submitted a request to the City Council, acting as the redevelopment agency of the City of Hoboken for designation as redeveloper of the site in accordance with the Northwest Redevelopment Plan; and

WHEREAS, the property is a 50 by 100 foot lot and the redeveloper is seeking to construct a 15 residential unit building with 13 parking spaces in accordance with the Northwest Redevelopment Plan requirements; and

WHEREAS, the Director of Community Development has reviewed said request and recommends that Oak Estates, LLC be designated as the redeveloper of 924-926 Jefferson Street (Block 95, Lots 19 and 20) which property is part of the Northwest Redevelopment Area; and

WHEREAS, said designation is contingent upon the execution of as acceptable Developer's Agreement between the City of Hoboken and Oak Estates, LLC;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken that Oak Estates, LLC is hereby designated as the redeveloper of 924-926 Jefferson Street, (Block 95, Lots 19 and 20) which property is part of the Northwest Redevelopment Area; and

FURTHER RESOLVED by the City Council of the City of Hoboken, acting as the redevelopment agency that the City enter into a developer's agreement with Oak Estates, LLC.

Date of Meeting: December 21, 2005

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Inside Caps)	ACCOUNT #	AMOUNT
City Council O.E.	6-01-20-111-021	$ 2,000.00
Housing Inspect OE	6-01-21-187-021	$ 750.00
Central Garage O.E.	6-01-26-301-021	$ 50,000.00
Bd of Health O.E.	6-01-27-332-021	$ 12,300.00
Senior Citizen O.E.	6-01-27-336-021	$ 2,400.00
Recreation O.E.	6-01-28-370-021	$ 50,000.00
Street Lights O.E.	6-01-31-435-000	$ 22,600.00
	TOTAL	$ 140,050.00

MEETING: 4 January 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

INTRODUCED BY: _____

SECONDED BY: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR THE HOBOKEN ALLIANCE COMMITTEE AGAINST ALCOHOL AND DRUGS GRANT

WHEREAS, The City Council of Hoboken, New Jersey, County of Hudson, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, The City Council of Hoboken further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, The City Council of Hoboken has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hudson;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hoboken, County of Hudson, State of New Jersey, hereby recognizes the following:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The City Council of Hoboken does hereby authorize submission of an application for the Hoboken Municipal Alliance Committee Against Alcohol and Drugs grant for calendar year 2006 in the amount of $46,543.00

3. The City Council of Hoboken acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

4. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

5. This Resolution is effective immediately.

Approved as to form:_____
Joseph S. Sherman, Corporation Counsel

Meeting Date: January 4, 2006

Sponsored by: _____

Seconded by: _____

City of Hoboken
Ordinance No. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING PERMITS, ADOPTED DECEMBER 19, 1990 AS ORDINANCE #118.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE I
Resident, Visitor and Business Parking

141-2 Resident Permits

Section 1: The following location described is hereby amended to delete Resident Permit Parking Only.

NAME OF STREET	SIDE	LOCATION
Washington Street	Both	Beginning at the northerly curbline of Fourteenth Street and extending to the northerly terminus.
Hudson Street	Both	Beginning at the northerly curbline of Fourteenth Street and extending to the northerly terminus.

141-1 Resident Permit Parking

Section 2: The following location described is amended to add Resident Permit Parking.

NAME OF STREET	SIDE	LOCATION
Vezzitte Way	Both	beginning at the easterly curbline of Park Avenue and extending to the westerly curbline of Henderson Street

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provide by law.

_____ _____

CITY CLERK MAYOR

_____

APPROVED AS TO LEGAL FORM
CORPORATION COUNSEL

Meeting: January 4, 2006

Sponsored by _____

Sponsored by _____

RESOLUTION NO._____

RESOLUTION APPOINTING DAVID LOPEZ AS A COMMISSIONER OF THE NORTH HUDSON SEWERAGE AUTHORITY EXPIRING FEBRUARY 1, 2011

WHEREAS, pursuant to Section 64-2 of the Code of the City of Hoboken, the governing body of the City of Hoboken shall appoint three (3) members to the North Hudson Sewerage Authority ("the Authority"); and

WHEREAS, the Mayor of the City of Hoboken has nominated David Lopez, Hoboken, New Jersey, for appointment as a member of the Authority effective February 1, 2006;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that David Lopez be and is hereby appointed as a member of the Authority for a term of five (5) years to expire February 1, 2011.

APPROVED AS TO FORM:

_____
Corporation Counsel

Meeting Date: January 4, 2006

Sponsored By: _____

Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION PROHIBITING PARKING IN FRONT OF CONSTRUCTION AREA
(W Hotel)

WHEREAS, the APPLIED COMPANIES has received permits from the City of Hoboken to build on the property located as Lots 1, 2, 3 & 4 Block 231.3, W HOTEL and

WHEREAS, current construction and clean up work may cause a safety hazard to persons and property in the immediate vicinity; and

WHEREAS, APPLIED COMPANIES has requested that Sinatra Drive be close to northbound traffic at the intersection of Second Street and to close of one lane of traffic on River Street south bound and on the south side of Third Street and

WHEREAS, APPLIED COMPANIES has requested that the area be fenced in and used as a staging area for construction vehicles to unload materials,

WHEREAS, APPLIED COMPANIES has requested that as an added safety measure the City of Hoboken prohibit parking on the following streets;
Third Street, both sides beginning at the easterly curbline of River Street and extending to the westerly curbline of Sinatra Drive,
Sinatra Drive, eastside beginning at the northerly curbline of Second Street and extending to the southerly curbline of Third Street

NOW THEREFORE BT RESOLVED, that parking is hereby prohibited, including private vehicles by the employees or agents of the contractor within the above designated construction zone, Monday through Friday. This resolution will be effective on Thursday January 5,2006 and will terminate Friday December 29, 2006. This resolution may be subject to renewal for additional time if construction activity so requires; and,
BE IT FURTHER RESOLVED, that a copy of this resolution be presented to the Division of Signal & Traffic for immediate implementation for any necessary public notices and signage.

_____
Mayor

_____
Approved as to legal form
Corporation Counsel

_____
City Clerk

Meeting Date: January 4, 2006

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO._____

RESOLUTION BY THE HOBOKEN CITY COUNCIL TO EXPRESS SUPPORT FOR MAYOR DAVID ROBERTS AND HIS COMMITTEE WITH REGARD TO CURRENT ONGOING NEGOTIATIONS WITH U.M.D.N.J. AND BON SECOURS HEALTH SYSTEM TO KEEP ST. MARY'S HOSPITAL OPERATING AND TO WELCOME THE UNIVERSITY HOSPITAL EFFORTS TO COME INTO HOBOKEN AS A TEACHING HOSPITAL AND PROVIDE THE HIGHEST LEVEL OF MEDICAL DELIVERY SERVICES TO THE RESIDENTS OF HOBOKEN

WHEREAS, St. Mary Hospital has served Hoboken and Hudson County since 1863, providing its services as an acute care, community hospital; and

WHEREAS, St. Mary Hospital employs over 1,000 individuals, about half of whom are Hoboken residents; and

WHEREAS, St. Mary Hospital is the only acute care facility in the City of Hoboken and provides emergency services; and

WHEREAS; St. Mary Hospital is in dire financial straights, losing approximately $3 million a month and in need of approximately $25 million in physical plant repairs, and;

WHEREAS, An agreement between St. Mary Hospital's parent, Bon Secours Health System, and University Hospital has been terminated due to sudden circumstances, preventing St. Mary Hospital from achieving financial viability; and

WHEREAS, the Hoboken Mayor and City Council welcomes the UMDNJ in their renewed interest to explore the purchase of St. Mary's Hospital; and

WHEREAS, the Hoboken Mayor and City Council urge Bon Secours to withdraw its pending Certificate of Need petition submitted to the State Department of Health; and

WHEREAS, Mayor David Roberts and his committee have made significant strides through negotiation to achieve the following:

1. A renewed interest by UMDNJ in acquiring the hospital.

2. An interest by UMDNJ to acquire an immediate management contract to run the hospital until a permanent arrangement can be effected.

3. A commitment by the hospital medical staff to increase utilization of the hospital to make it more viable fiscally during this transition period and in the future.

4. Commencement of negotiations to obtain capital improvement funds to update the physical plant, equipment and technology.

WHEREAS, the negotiations currently under way, if successful, will save employee jobs and enhance the level of care for the citizens of Hoboken as well as save St. Mary's Hospital as an icon institution in the City of Hoboken;

NOW, THEREFORE BE IT RESOLVED:

1. That the Council of the City of Hoboken fully supports the Mayor's efforts and pledges to take whatever action is necessary to effect the goals cited herein.

2. That the Council of the City of Hoboken also realizes that a permanent plan to save the hospital cannot be effected without the approval of Governor Jon Corzine and urges the Governor to put the full faith and powers of his office behind saving St. Mary's Hospital.

3. That the Council of the City of Hoboken urges County Executive Thomas A. DeGise and the Board of Chosen Freeholders to marshal the resources of the County of Hudson towards helping Hoboken achieve its goals in this matter.

4. That the Council of the City of Hoboken authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

5. That the Council of the City of Hoboken urges the governing bodies of all Hudson County Municipalities to pass a resolution supporting the UMDNJ takeover of the Administration of St. Mary's Hospital, and that a copy of this Resolution be forwarded to those Municipalities.

6. This resolution shall be in effect immediately.

Approved:

_____
Joseph S. Sherman
Corporation Counsel

Meeting Date: January 11, 2006

ORDINANCE APPROVING MODIFICATIONS TO THIRTY-FIVE (35) YEAR TAX EXEMPTION FOR A MULTI-PHASE MIXED USE PROJECT, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

THE MUNICIPAL COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN:

WHEREAS, Monroe Center Urban Renewal, LLC (the Entity) is an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, **N.J.S.A**. **40A:20 et seq.;** and

WHEREAS, Monroe Center Urban Renewal, LLC (the Entity) was granted by the Hoboken City Council by City Ordinance DR-104, adopted on August 13, 2003 a thirty-five year tax exemption for a Multi-phase mixed used project, pursuant to the long term tax exemption law **N.J.S.A** 40A: 20-1 et seq.;

WHEREAS, The overall Project shall be developed and constructed upon certain property known as Tax Block 87 Lots 1-12, inclusive and Tax Block 87 Lots 1.01; Tax Block 80 Lots 1.01,; Tax Block 81 Lots 3.01, designated upon the City of Hoboken Official Tax Map and (hereinafter referred to as the "Project Premises"); and

WHEREAS, the Project Premises are located within the Northwest Redevelopment Area and as required by **N.J.S.A.** 40A:20-4 and **N.J.S.A**-40A:12A5(g) redevelopment of these parcels of property are strictly controlled by the terms and conditions of the Northwest Redevelopment Plan; and

WHEREAS, the Entity originally applied for one long term tax exemption for the overall Project which consists of Three (3) phases of development; and

WHEREAS, specifically, the Entity proposes to modify said Ordinance DR-104 to a phased mixed use development consisting of the following improvements and to have separate entities for each phase;

PHASE II

The Phase II component of the overall Project consists of all reasonable and necessary site work, Brownfields remediation and/or environmental cleanup of Tax Block 87 Lots 1.01. Phase II development consists of all necessary site work, environmental/ Brownfields remediation; the development and construction of one (1)
thirteen (13) story mixed-use high-rise tower (designated as structure C-1); two (2) mixed-use mid-rise structures (designated as structures C-2E and C-2W, respectively) and one (1) mid-rise parking structure; and all related site work including reasonably necessary, environmental cleanup and/or remediation, lighting, sidewalks, etc; and all development improvement and core and shell construction activities in connection with Phase II in connection therewith; and

Phase III

The Phase III development component of the overall project shall consist of all reasonable and necessary site work, Brownfields remediation, and/or environmental cleanup of Block 80 Lot 1.01. Phase III development consists of all necessary site work, environmental/Brownfields remediation; the development and construction of approximately Two Hundred Four (204) market rate residential units, Thirty Three (33) residential units designated as affordable units, Fifteen Thousand Seven Hundred Fifty Six (15,756) square feet of retail space and Seven Hundred Thirty Four (734) parking spaces; and all related site work including reasonably necessary, environmental cleanup and/or remediation, lighting, sidewalks, etc; and the core and shell construction activities in connection with Phase III in connection therewith; and

Phase V

The Phase V redevelopment component of the overall project shall consist of all reasonable and necessary site work, Brownfields remediation and/or environmental cleanup of Tax Block 81 Lot 3.01 and shall also include the construction of a (10) ten story mixed-use structure upon Phase V development consists of all necessary site work, environmental/Brownfields remediation; and development of approximately Seventy (71) market rate residential units, (4) four residential units designated as affordable housing, Twenty Thousand Nine Hundred Fifty Six (20,956) square feet of retail space, and Six Thousand Four Hundred (6,400) square feet of office space; and all related site work including reasonably necessary, environmental clean up and/or remediation, lighting, sidewalks, etc.

WHEREAS, the originally approved Long Term Tax Exemption proposed that the Entity or its duly qualified Transferees would pay the following respective Annual Service Charges for each of the subject phases of development:

Phase II- The Annual Service Charge would be calculated based upon Fifteen (15%) percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; Eleven (11%) percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" for leasing to qualified individuals and families, and an amount equal to Fifteen (15%) percent of the Annual Gross Revenue received by the Entity for the net leasable commercial/retail space constructed.

Phase III The Annual Service Charge would be calculated based upon Fifteen (15%) percent of the Annual Gross Revenue received by the Entity for the residential units designated for leasing at market rate rents; Eleven (11%) percent of the Annual Gross Revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to Fifteen (15%) percent of the Annual Gross Revenue received by the Entity for the net leasable office space to be constructed.

Phase V The Annual Service Charge would be calculated based upon Fifteen (15%) percent of the annual gross revenue received by the Entity for the residential units designated for leasing at market rate rents; Eleven (11%) percent of the annual gross revenue received by the Entity for the residential units designated as "affordable housing" to be created; an amount equal to Fifteen (15%) percent of the annual gross revenue received by the Entity for the gross leasable commercial space constructed and; and amount equal to Fifteen (15%) percent of the annual gross revenue received by the Entity for the gross leasable office space to be constructed; and

WHEREAS, the Municipal Council of the City of Hoboken carefully considered the information contained in the Entity's Application for Long Term Tax Exemption and proposed Financial Agreement and the benefits to be obtained by the Hoboken community and by duly adopted Ordinance (Ordinance No. DR-104 dated August 20, 2003) approved a Thirty-Five (35) year long tax exemption; and

WHEREAS, as a result of certain requirements mandated by the Entity's financial institution that would be providing the financing necessary for the successful development and construction of the Project, the Entity has advised that each phase of the overall Project must be transferred to a separate and independent duly qualified urban renewal entity and as such each phase of development of the overall Project shall be undertaken respectively by a separate urban renewal entity; and

WHEREAS, in order to clarify the respective rights and obligations between the City of Hoboken and each of the urban renewal entities, it is deemed advisable that Three (3) separate Financial Agreements be entered into by and between the City and the relevant urban renewal entity, one (1) such Financial Agreement for each of the following Phases: Phase II, Phase II and Phase IV; and

WHEREAS, the terms and conditions contained in each of the Three (3) aforementioned Financial Agreements are identical to those contained in the originally approved Financial Agreement but upon execution of each Financial Agreement the terms and conditions only apply to the specific urban renewal entity and the relevant phase; and

WHEREAS, in furtherance of this purpose each of the urban renewal entities have submitted an Application for Long Term Tax Exemption and Financial Agreement for the relevant phase of the overall Project and such documents are on file with the City of Hoboken; and

WHEREAS, the type of modification proposed by this Ordinance is lawful because among other reasons, the originally approved Financial Agreement entered into by and between the City of Hoboken and the Entity authorized such Transfers provided that the Transferee(s) were duly qualified urban renewal entities; and

WHEREAS, the proposed Transfers of the rights and liabilities for the respective phases of the overall Project do not result in any changes to the Annual Service Charges to be paid to the City of Hoboken, with each urban renewal entity paying a pro-rata portion of the total Annual Service Charge ; and

WHEREAS, the City of Hoboken hereby determines that authorizing the Transfer of each phase of the overall Project to a separate urban renewal shall serve the best interests of the City by assisting in the orderly accounting for the Annual Service Charges and for the collection of such Annual Service Charges:

NOW THEREFORE BE IT ORDAINED by the Municipal Council of the City of Hoboken that:

SECTION 1 All **"WHEREAS**" clauses set forth in the Preamble of this Ordinance are acknowledged, confirmed and incorporated herein, as set forth at length.

SECTION 2: The respective Applications for Long Term Tax Exemptions submitted by Monroe Center Urban Renewal LLC (as to Phase II of the overall Project); Monroe Center Urban Renewal III, LLC (as to Phase III of the overall Project) and Monroe Center Urban Renewal V LLC (as to Phase V of the overall Project) are hereby approved as to form and content.

SECTION 3: The Mayor or City Business Administrator is hereby authorized to execute respective Financial Agreements for Phase II, Phase III and Phase V.

SECTION 4: The respective Financial Agreements shall be substantially in the forms attached hereto, subject to such negotiated modifications as the Business Administrator or Corporation Counsel deem appropriate or necessary.

SECTION 5: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 6: This Ordinance shall be part of the City of Hoboken Code as though fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the City of Hoboken Code.

SECTION 7: This Ordinance shall take effect at the same time and in the manner provided by law.

SECTION 10: The City Clerk and the Corporation Counsel are hereby authorized and directed to change any chapter number, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental invalidation of the existing provisions.

_____
Fred M. Bado, Director
Community Development

Approved:

_____
David Roberts, Mayor

Approved As To Form:

_____
Joseph S. Sherman, Corporation Counsel

_____
James J. Farina City Clerk

Sponsored by: _____
Seconded by: _____

CITY OF HOBOKEN

Ordinance No. _____

ORDINANCE APPROVING A TWENTY-FIVE (25) YEAR TAX EXEMPTION FOR A MARKET RATE RESIDENTIAL CONDOMINIUM UNITS/COMMERCIAL PROJECT TO BE CONSTRUCTED BY 999 MADISON STREET URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

THE MUNICIPAL COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN:

WHEREAS, 999 Madison Street Urban Renewal, LLC, an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq. (Entity); and

WHEREAS, the Entity owns certain property known as Block 99, Lots 1-30 and 31.2, on the City's Official Tax map, consisting of approximately 1.837 acres, and more commonly known by the street address of 999 Madison Street, and more specifically described by metes and bounds in the application (Property); and

WHEREAS, the Property is located within the Northwest Redevelopment Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g); and

WHEREAS, the Entity has applied for a long term tax exemption to construct a project consisting of a five (5) story building over a one (1) story garage to contain approximately two hundred seventeen (217) market rate residential condominium units and four (4) commercial units and related parking (Project); and

WHEREAS, 999 Madison Street Urban Renewal, LLC, has agreed:

1. to pay the greater of (i) the Minimum Annual Service Charge or (ii) 15% of Annual Gross Revenue each year, which sum is estimated to be $1,476,792.00 and which shall be subject to statutory staged increases over the term of the tax exemption;

2. to provide employment and other economic opportunities for City residents and businesses and surrounding area;

3. that Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan;

4. that City's impact analysis, on file with the Office of the City Clerk, indicates that the benefits of the Project outweigh the costs to the City; and

WHEREAS, the City hereby determines that the relative benefits of the Project outweigh the cost of the tax exemption, for the following reasons:

1. The current real estate taxes generate revenue of only $ 30,319.00 whereas the Annual Service Charge, as estimated, will generate revenue of approximately $1,476,792.00 to the City;

2. The Project is expected to create a substantial number of jobs during construction as well as a number of post-development job opportunities;

3. The Project will stabilize and contribute to the economic growth of businesses in the surrounding area;

4. The Project will further the overall redevelopment objectives of the Northwest Redevelopment Plan; and

5. The fiscal impact analysis on file with the Office of the City Clerk indicates that the benefits of the Project substantially outweigh the costs to the City of Hoboken.

WHEREAS, the City hereby determines that the tax exemption is important in obtaining development of the Project and influencing the locational decisions of probable occupants for the following reasons:

1. the relative stability and predictability of the annual service charges will make the Project more attractive to investors needed to finance the Project; and

2. the relative stability and predictability of the annual service charges will allow the owner to stabilize its operating budget, allowing a high level of maintenance to the building over the life of the Project, which will attract tenants to the Project and insure the likelihood of the success of the Project; and

WHEREAS, the City hereby determines that it is in its best interest to allow the Entity to amend the tax exemption Financial Agreement to permit the Entity to convert its application to market rate residential and commercial rental units, if market conditions require Entity to make such amendment.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of HOBOKEN that:

SECTION 1: All "**WHEREAS**" clauses set forth in the Preamble of this Ordinance are acknowledged, confirmed and incorporated herein, as if set forth at length.

SECTION 2: The application of 999 Madison Street Urban Renewal, LLC, an urban renewal company, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq. a copy of which is on file in the office of the City Clerk, for Block 99, Lots 130 and 31.2, more commonly known by the street address of 999 Madison Street, more specifically described by metes and bounds in the application is hereby approved.

SECTION 3: The Mayor or Business Administrator is hereby authorized to execute a tax exemption Financial Agreement. The Financial Agreement shall include at a minimum the following terms and conditions:

1. **Term**: the earlier of twenty-five (25) years from the adoption of the within Ordinance or twenty (20) years from the date a permanent Certificate of Occupancy is issued for the Project;

2. **Annual Service Charge**: each year the greater of:

(a) the Minimum Annual Service Charge upon Project completion, whether or not the Project is occupied; or

(b) 15% of Annual Gross Revenue estimated at $1,476,792.00 which shall be subject to statutory increases during the term of the tax exemption.

3. **Project**: A five (5) story building over a one story garage to contain approximately two hundred seventeen (217) market rate residential condominium units and four (4) commercial units and related parking.

4. **Right to Amend**: Entity shall be entitled to modify or amend, and City shall enter into such modification or amendment of, the Financial Agreement to convert the Project to market rate residential rental and commercial units, at Entity's request and if market conditions require such conversion after the date of the Financial Agreement in Entity's discretion, subject to Entity's submittal of a revised application to effect such conversion.

SECTION 4: The Financial Agreement shall be substantially in the form attached hereto, subject to such negotiated modifications as the Business Administrator or Corporation Counsel deems appropriate or necessary.

SECTION 5: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 6: This Ordinance shall be part of the HOBOKEN Code as though codified and fully set forth therein. The City Clerk shall have this Ordinance codified and incorporated in the official copies of the HOBOKEN Code.

SECTION 7: This Ordinance shall take effect at the time and in the manner provided by law.

SECTION 8: The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material is new; therefore underlining has been omitted. For purposes of advertising only, new matter is indicated by bold face and repealed matter by *italic*.

Approved:

_____
Fred M. Bado, Community Development

Adopted:

_____
City Clerk

Approved:

_____
Mayor

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Date: January 19, 2006

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION CANCELING TAX LIEN 93-280S

WHEREAS, the North Hudson Sewerage Authority has authorized the City of Hoboken Tax Office to release the Tax Sale Certificate held for Block 59, Lot 7 on the Tax Map of the City of Hoboken; and

WHEREAS, the Tax Collector has recommended that said lien No. 93-280S on The subject property be removed; now, therefore, be it

RESOLVED, by the Council of the City of Hoboken that lien No. 93-280S on Property identified as 415 Madison Street, also known as Block 59, Lot 7 on the Tax Map of the City of Hoboken be released and canceled forthwith.

Meeting: January 18, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

CITY OF HOBOKEN

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 179 "TAXICABS"

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 179, Taxicabs; and

WHEREAS, in most instances, license fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 179 Taxicab Licenses; fees shall be amended as follows:

Chapter 179 HOBOKEB TAXICABS

Type	From	To
179-13 Taxicab Operator's License Application Fee	$30	$50
179-5 Annual License Fee	$500	$750
179-6 Transfer pf License Fee	$500	$750

NOW, THEREFORE BE IT ORDAINED that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this ordinance.

3. This ordinance shall be effective according to law.

Adopted: Approved:

City Clerk

Mayor

Approved as to Form:

Joseph S. Sherman, Corporation Counsel

Date: January 12, 2006

CITY OF HOBOKEN

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN AMENDING CHAPTER 180 "LIMOUSINES AND LIVERIES"

WHEREAS, the Hoboken City Council seeks to make amendments to Chapter 180, Limousines and Liveries; and

WHEREAS, in most instances, license fees have not changed since 1993; and

WHEREAS, the City Council deems it necessary and proper to adjust fees listed below:

1. Section 180- Limousines and Liveries Licenses; fees shall be amended as follows:

Chapter 180 LIMOUSINES AND LIVERIES

Type	From	To
180-3 (B) Annual License Fee for each Limousine	$50	$100
180-3 (B) Annual License Fee for each Livery vehicle	$500	$750
180-6 (B) Transfer of Limousine or Livery License Fee	$500	$750
180-9 (C) Limousine or Livery Driver's License Application Fee	$30	$50

NOW, THEREFORE BE IT ORDAINED that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this ordinance.

3. This ordinance shall be effective according to law.

Adopted:

_____
City Clerk

Approved:

_____
Mayor

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Date: January 19, 2006

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$69,848.90** representing overpayment of taxes:

NAME	BL \LOT\UNIT PROPERTY		AMOUNT
Eric & Erin Miller 321 Adams St. #1 Hoboken, N. J. 07030	51/10/C0001	321 Adams St.	$2,175.15
Countrywide Tax Service Corporation P. O. Box 10211 – SV3-24 Van Nuys, Ca 91410-0211 Attn: Claudia Aceves	246/14	1122 Washington St.	$4,743.18
Countrywide Tax Service Corporation P. O. Box 10211 – SV3-24 Van Nuys, Ca. 91410-0211 Attn: Patti Crosse	77/25	612-14 Adams St.	$5,926.10

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Cenlar Central Loan P. O. Box 569757 Dallas, Texas 75356 Attn: Paquita Van Dyke	84/10/C0005	727-29 Jefferson St.	$3,901.01
Rani Management LLC 601 West 182 nd Street New York, N. Y. 10033	202/27	318 Washington St.	$5,372.80
Washington Mutual Home 2210 Enterprise Drive P. O. Box 100573 Florence, SC 29501-0573	18/20\C007D	463-65 First St.	$819.67
Alan Dunst 125 Willow Avenue Hoboken, N. J. 07030	34/14/C04-S	125 Willow Avenue	$2,483.00
Dilipkuma Mehta 815 Park Avenue Apartment # 7 Hoboken, N. J. 07030	183/17/C004L	815 Park Ave.	$554.75
Wells Fargo Home Mortg. 1 Home Campus Des Moines, Ia 50328-0001 Attn: Jasonna Oliver Advance Recovery Unit	91/1.2/C0206	812 Grand St.	$3,007.22
Washington Mutual 2210 Enterprise Drive P. O. Box 100573 Florence, SC 29501-0573 Attn: Vickie Shepard, Escrow Specialist	2/5/CLL03	415 Newark St.	$116.69

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT

First American Real Estate Tax Service 6053 S. Fashion Square Drive Suite 200 Murray, UT 84107 Attn: Jennifer Cravotta	91/1.2/C0411	812 Grand St.	$1,480.27
Robert & Anna Cortiglia 612-614 Adams St. Unit 1 Hoboken, N. J. 07030	77/25	612-14 Adams St.	$2,291.39
Kanishka Hettiarachchi 108 Monroe St. #3A Hoboken, N. J. 07030	27/27/C0P-6	108-112 Monroe St.	$111.75
Crusader Servicing Corp. 179 Washington Lane Jenkintown, Pa. 19046	254/14/C002R	207 14th St.	$2,704.72
First American Real Estate Tax Service P. O. Box 569766 Dallas, Texas 75356	216.1/22	532 Hudson St.	$4,049.35
Wells Fargo Real Estate Tax Service, LLC 1 Home Campus Des Moines, 50328-0001	30/13.2/C02-A	457 Second St.	$3,115.20
Provident Bank 1000 Woodbridge Center Drive Woodbridge, N. J. Attn: Patrena Fairchild	202/11.1	321 Bloomfield St.	$2,835.83
World Savings Bank Escrow Administration P. O. Box 659559 San Antonio, Texas 78265	95/.21/C0506	920 Jefferson St.	$7,868.55

NAME	**BL\LOT\UNIT**	**PROPERTY**	**AMOUNT**
Countrywide Tax Service P. O. Box 10211 SV3-24	91/1.2/CPO24	812 Garden St.	$1,910.73

Van Nuys, CA. 91410-0211 Attn: Patti Cross			
Gregory Weiss 818 Jefferson St. # 1B Hoboken, N. J. 07030	89/22/C001B	812-20 Jefferson St.	$ 844.19
Bank of America % First American Real Estate Tax Service 6053 S. Fashion Square Drive Suite 200 Murray, UT 84107 Attn: Refund Dept.	74/31\C0004	604-06 Monroe St.	$11,526.35
First American Real Estate Tax Service 1201 Elm Street Suite 300 Dallas, Texas 75270 Attn: Candice Corbin	95/21	916-22 Jefferson St.	$2,011.00

Meeting: January 18, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Sponsored by: _____

Seconded by: _____

City of Hoboken
Resolution No. _____

RESOLVED, that the following Council Meeting will be held on Thursday, January 19, 2006 rather than Wednesday, January 18, 2006 as previously advertised and in the resolution setting forth all Council Meetings; and

BE IT FURTHER RESOLVED, that the scheduled meeting date is changed to January 19, 2006, and the Hoboken City Clerk is directed to provide all appropriate notices of the changed date.

Approved:

_____
Joseph S. Sherman
Corporation Counsel

DATE: January 4, 2006

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING THE PLANNING BOARD OF THE CITY OF HOBOKEN TO CONDUCT A PRELIMINARY INVESTIGATION OF PROPOSED AREA IN NEED OF REDEVELOPMENT (PUBLIC WORKS GARAGE SITE) IN ACCORDANCE WITH LOCAL REDEVELOPMENT AND HOUSING LAW AND TO PROVIDE RECOMMENDATIONS TO THE CITY COUNCIL

WHEREAS, pursuant to the Local Redevelopment and Housing Law, the City Council of the City of Hoboken may direct the Planning Board to conduct a preliminary investigation and public hearing to determine whether certain areas of the City are in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the City Council desires that the Planning Board conduct such a study of the following areas:

The study area encompasses the area bounded by Willow Avenue on its west, Observer Highway on its south, then running approximately 150 feet north along Park Avenue to the southerly boundary of lot 20 of Block 1, then westerly to the Midline of Block 1 and running north until it intersects Newark Street, then westerly back to the beginning at the intersection of Newark Street and Willow Avenue.

The following blocks and lots are included in the study area:

BLOCK: 1 LOT: 1

BLOCK: 1 LOTS: 11 through 14

WHEREAS, upon the completion of the preliminary investigation and hearing, the Planning Board must provide recommendations to the City Council as to the proposed redevelopment areas;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the Planning Board of the City of Hoboken is hereby authorized and directed to perform a preliminary investigation and hold a public hearing to determine whether the proposed areas as set forth above and on the attached map are in need of redevelopment and to submit its recommendations to the City Council in accordance with N.J.S.A. 40A:12A-6 et seq.; and

2. That this Resolution shall be effective immediately.

Meeting Date: January 19, 2006

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the List below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, Hudson County Board of Taxation recommends a settlement in this Matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$9,143.77**.

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
Brian & Alyse Battaglia 511 Garden Street Hoboken, N. J. 07030	192/8	511 Garden St.	$1.066.40
John & Barbara Sivo 618 Adams Street Hoboken, N. J.	77/23	618 Adams St.	$1,109.37
Alia A. Abbas 227 Monroe St. #3R Hoboken, N. J. 07030	38/10/C003R	227 Monroe St.	$451.97
Nunzio Cascetta & V. & F. Pasqual 615 Willow Ave. Hoboken, N. J. 07030	85/23	704 Grand St.	$410.88

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
538 Washington St.LLC 112 Clinton St. Hoboken, N. J. 07030	204/24.1	538 Washington St.	$5,233.99
Joseph John Peragine 3 Union Hill Lane Hazlet, N. J. 07730	11/2	713 First St.	$230.09
Ugarte Family Limited Partners 1066 Palisade Ave. Fort Lee, N. J. 07024	123/15	1414-18 Willow Ave.	$640.97

Meeting: January 18, 2006

Approved as to form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

INTRODUCED BY: _____
SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING THE PLANNING BOARD OF THE CITY OF HOBOKEN TO CONDUCT A PRELIMINARY INVESTIGATION OF PROPOSED AREA IN NEED OF REDEVELOPMENT (SOUTHWEST AREA/ PROPOSED "IT" ZONING DISTRICT) IN ACCORDANCE WITH LOCAL REDEVELOPMENT AND HOUSING LAW AND TO PROVIDE RECOMMENDATIONS TO THE CITY COUNCIL

WHEREAS, pursuant to the Local Redevelopment and Housing Law, the City Council of the City of Hoboken may direct the Planning Board to conduct a preliminary investigation and public hearing to determine whether certain areas of the City are in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the City Council desires that the Planning Board conduct such a study of the following areas:

The study area encompasses the blocks in the southwest corner of the City which are designated as a proposed "IT (Industrial Transition)" zoning district by the City's Master Plan as follows:

Beginning at Henderson Street and its intersection with the boundary between Hoboken and Jersey City, continuing west along the City boundary line in a westerly direction, then continuing along the boundary as it turns north until it intersects Paterson Avenue, then following Paterson Avenue in a southeasterly direction to its intersection with Observer Highway and Monroe Street, then easterly along Observer Highway to Jefferson Street, then in a southerly direction back along Henderson Street to the point of beginning.

The following blocks are included in the study area in their entirety (i.e. all lots in each block inclusive):

BLOCKS: 3, 3.1, 3.2, 139.1
4, 5, 6, 7, 8, 8.1
9, 10, 12, 14, 23

WHEREAS, upon the completion of the preliminary investigation and hearing, the Planning Board must provide recommendations to the City Council as to the proposed redevelopment areas;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the Planning Board of the City of Hoboken is hereby authorized and directed to perform a preliminary investigation and hold a public hearing to determine whether the proposed areas as set forth above and on attached map are in need of redevelopment and to submit its recommendation to the City Council in accordance with N.J.S.A. 40A:12A-6 et seq.; and

2. That this Resolution shall be effective immediately.

Meeting Date: January 19, 2006

APPROVED:

_____
Fred M. Bado, Director
Counsel
Community Development

APPROVED TO FORM:

_____
Joseph S. Sherman, Corporation

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the list below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$23,572.28**

NAME	BL\LT\UNIT	PROPERTY	AMOUNT
Richard Nashel Atty Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	206/43	700 Washington St.	$3,251.50
Christopher Clark 321 Monroe St. #4 Hoboken, N. J. 07030	48/11/C0004	321 Washington St.	$690.27
Richard Nashel Attorney's Trust Account 415 60th Street West New York, N.J. 07093	262.3/1/C1004	2 Constitution Court	$2,103.68
Richard Nashel Attorney's Trust Account 415 60th Street West New York, N. J.	262.3/1/C1210	2 Constitution Court	$2,867.83

NAME	BL/LT/UNIT	PROPERTY	AMOUNT

Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C0804	2 Constitution Court	$643.20
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C0902	2 Constitution Court	$1,153.74
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C1015	2 Constitution Court	$857.91
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C0705	2 Constitution Court	$1,406.84
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C0107	2 Constitution Court	$1,390.41
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	215.1/12.1/COOO1	422 Hudson St.	$1,643.50
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC West New York, N. J. 07093	215.1/12.1/COOO2	422 Hudson St.	$1,143.88

NAME	**BL/LT/UNIT**	**PROPERTY**	**AMOUNT**
Richard Nashel Attorney's Trust Account Nashel & Nashel LLC	215.1/12.1/COOO4	422 Hudson St.	$3,615.70

415 60th Street
West New York, N. J. 07093

Richard Nashel Attorney's Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	262.3/1/C1103	2 Constitution Court	$2,803.82

Meeting: January 18, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Inside Caps)		
Purchasing S & W	6-01-20-114-010	$ 12,600.00
Purchasing O.E.	6-01-20-114-021	$ 1,000.00
Finance Super S&W	6-01-20-130-010	$ 124,000.00
Comm.Dev. S&W	6-01-20-160-010	$ 10,000.00
Police S & W	6-01-25-241-010	$ 600,000.00
Solid Waste S&W	6-01-26-305-010	$ 75,000.00
Constit.Svcs. S&W	6-01-27-333-010	$ 11,000.00
Rent Cont. S & W	6-01-27-348-010	$ 8,000.00
Rent Cont. O.E.	6-01-27-347-021	$ 13,000.00
Transportation SW	6-01-27-348-010	$ 12,000.00
Public Prop. O.E.	6-01-28-377-021	$ 30,000.00
	TOTAL	$ 896,600.00
(Outside Caps)		
Worker's Comp OE	6-01-30-400-020	$ 100,000.00
Judgements O.E.	6-01-37-480-000	$ 130,000.00
Parking Utility S&W	6-31-55-502-200	$ 50,000.00
	TOTAL	$ 280,000.00

MEETING: 18 January 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE CONTRACT FOR DESIGN AND CONSTRUCTION OF THE WORLD WAR II MEMORIAL FOR THE CITY OF HOBOKEN

WHEREAS, the City of Hoboken requires the Engineering design services of Marchetto Architects P.C. for the design and construction of the World War II Memorial Monument; and

WHEREAS, the City of Hoboken requires the Construction Administration Services during the construction phase at an hourly rate of $150.00 not to exceed Twelve Thousand ($12,000.00) dollars; and

WHEREAS, the City of Hoboken has reviewed the proposal of Dean Marchetto Architects P.C. having an office at 1225 Willow Avenue, Hoboken, New Jersey, and has determined that the architect can provide these services for the City of Hoboken in an efficient manner.

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, funds for this agreement are available for a fee not to exceed Forty Seven Thousand Two Hundred ($47,200.00) dollars for engineering design services, and construction administration services at an hourly rate of $150.00, not to exceed Twelve Thousand ($12,000.00) dollars; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:
   Dean Marchetto Architects P.C.
   1225 Willow Avenue
   Hoboken, N.J. 07030
   The company shall be paid at a fee not to exceed Forty Seven Thousand Two Hundred ($47,200.00) dollars plus expense for engineering design, and Construction Administration at an hourly rate of $150.00 not to exceed Twelve Thousand ($12,000.00) dollars.
4. This resolution shall take effect immediately.

Approved:

_____
Richard England,
Business Administrator

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: February 1, 2006

Sponsored by_____

Seconded by_____

RESOLUTION NO._____

A RESOLUTION WHEREBY THE HOBOKEN CITY COUNCIL APPROVES AN APPLICATION FOR LONG TERM TAX EXEMPTION FOR METRO STOP ENTERPRISES URBAN RENEWAL, LLC

WHEREAS, the City of Hoboken received on January 9, 2006 an application for Long Term Tax Exemption from Metro Stop Enterprises Urban Renewal, LLC; and

WHERES, Metro Stop Enterprises Urban Renewal, LLC an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq. (the "Entity"); and

WHEREAS, the Entity owns certain property known as Block 86, Lots 1-16 on the City's Official Tax map, consisting of approximately .78 acres, and more commonly known by the street address of 800 Jackson Street, Hoboken, New Jersey and more specifically described by metes and bounds in the application (the "Property"); and

WHEREAS, the Property is located within the Northwest Redevelopment Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g); and

WHEREAS, the Entity has applied for a long term tax exemption to construct a project consisting of eleven (11) stories on the northern section of the property and ten (10) stories on the southern section of the property, containing approximately one hundred and eight (108) market rate residential condominium units, five (5) affordable residential condominium units, two (2) commercial units and approximately ninety-six (96) related parking spaces (collectively, the "Project"); and

WHEREAS. the application for long term tax exemption has been reviewed by the Department of Community Development which recommends that said application, as amended, be accepted and approved by the Hoboken City Council; now, therefore, be it

RESOLVED, that the City Council of the City of Hoboken hereby accepts and approves the application for Long Term Tax Exemption for Metro Stop Enterprises Urban Renewal, LLC on 800 Jackson Street, Block 86, Lots 1-16 on the City of Hoboken Tax map; and, be it further

RESOLVED, that the City Council of the City of Hoboken enter into a financial agreement for Long Term Tax Exemption with Metro Stop Enterprises Urban Renewal, LLC.

Meeting Date: February 1, 2006

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Sponsored by:_____

Seconded by: _____

Resolution No. _____

A RESOLUTION AUTHORIZING THE INTITIAL DRAWDOWN OF REGIONAL CONTRIBUTION AGREEMENT FUNDS FOR THE 1100 ADAMS STREET AFFORDABLE HOUSING DEVELOPMENT PROJECT

WHEREAS, under the rules of the New Jersey Council on Affordable Housing the City of Hoboken has entered into Regional Contribution Agreements with the following municipalities:

1.	Borough of North Haledon	24 units	$480,000
2.	Borough of Wanaque	24 units	$480,000
3.	Borough of Demarest	9 units	$225,000
4.	Green Township	13 units	$325,000

WHEREAS, the New Jersey Council on Affordable Housing passed a resolution approving these Regional Contribution Agreements for a total amount of $1,510,000 in order to create affordable housing in the City of Hoboken whereby the City of Hoboken is the receiving municipality and the above noted towns are the sending communities; and

WHEREAS, the City of Hoboken has received the above referenced funds from each municipality and maintains said monies in individual interesting bearing accounts, in accordance with the Regional Contribution Agreements; and

WHEREAS, by resolution approved on October 19, 2005, the City of Hoboken entered into a contract to disburse Regional Contribution Agreement funds to the1118 Adams Street Urban Renewal, LLC, a Limited Liability Company having its offices located at c/o Tarragon Corporation, 1775 Broadway, 23rd floor, New York, New York 10019 for the development of 90 units of affordable housing; and

WHEREAS, the developer has submitted a reimbursement request in the amount of $755,000 for 50% of the construction of the affordable housing development project located at 1118 Adams Street, Hoboken, New Jersey; **now therefore, be it—**

RESOLVED, that City Council of the City of Hoboken approves this reimbursement request in the amount of $755,000 and authorizes a draw in the amount of $225,000 from the North Haledon, the Demarest and the Wanaque Regional Contribution Agreement bank accounts and a draw of $80,000 from the Green Township Regional Contribution Agreement bank account for a total disbursement of $755,000.

Meeting Date: February 1, 2006

Department of Community Development

_____

Fred M. Bado, Director
Community Development

Approved to Form:

_____

Corporation Counsel
Joseph S. Sherman

Sponsored By:_____

Seconded By:_____

CITY OF HOBOKEN RESOLUTION NO._____

A RESOLUTION AUTHORIZING THE KIDNEY & UROLOGY FOUNDATION OF AMERICA, INC. TO HOLD A 5-K RACE AND 1-MILE HEALTH WALK ON SUNDAY, JUNE 11, 2006 TO BENEFIT THE KIDNEY & UROLOGY FOUNDATION OF AMERICA, INC. IN SUPPORT OF THEIR WORK IN THE FIELD OF PROSTATE DISEASE

WHEREAS, The Kidney & Urology Foundation of America, Inc. has requested a permit from the City of Hoboken to conduct a 5- K Race and 1-Mile Health Walk on Sunday, June 11, 2006, to benefit the Kidney & Urology Foundation of America, Inc. in support of their work in the field of Prostate Disease; and

WHEREAS, the City of Hoboken is supportive of this endeavor provided that neither the 5-K Race nor the 1-Mile Health Walk unduly interferes with the health, safety and welfare of the citizens of Hoboken and the City will not incur any substantial expenses in connection with the 5-K Race and/or 1-Mile Health Walk (hereinafter collectively referred to as "the Event"). Now, therefore, be it -

RESOLVED, that the Celebration of the Event to be held on June 11, 2006, is hereby approved by the Council of the City of Hoboken upon the condition that the Kidney & Urology Foundation of America, Inc.(referred to hereinafter as the "permittee") be issued a permit by the Business Administrator, in a form approved by the Office of the Corporation Counsel, with the following conditions:

1. Permittee shall deposit One Thousand Dollars ($1,000.00) with the City of Hoboken as an estimated permit fee to cover the extraordinary expenses to the City for services in connection with the Event, for, by way of example and not limitation, employee overtime and trash removal. In the event such costs are less than One Thousand Dollars ($1,000.00, the balance shall be returned to the Permittee. In the event such costs exceed One Thousand Dollars, Permittee shall pay such excess to the City upon presentation of an invoice from the City. This permit fee must be deposited with the City at least one week before the proposed race.

2. No alcoholic beverages shall be served by the Permittee, sponsors or vendors associated with the Event during the event.

3. Permittee shall provide uniformed Hoboken Police Officers for the safety and security of runners, spectators and other members of the public, in a sufficient number to be determined by the Chief of Police, and at its sole expense from 8:00

am to 12:00 pm on Sunday, June 11, 2006. These personnel may be in addition to Hoboken Police Officers assigned by the City to the Event.

4. Permittee must provide no less than two (2) Port-o-Sans for use by patrons during the Event. They shall be located in designations to be determined by the Business Administrator. The Port-o-Sans shall not be installed on the property before 9:00 am on Friday, June 9, 2006 and must be removed before 6:00 pm on Monday, June 12, 2006. Adequate toilet paper shall be provided for the Port-o-Sans.

5. Permittee shall provide for proper use and maintenance of trash receptacles which will be provided by the City of Hoboken, and must ensure that plastic bags in those receptacles are continuously emptied and disposed of in areas designated by the City of Hoboken as needed during the Event.

6. The Permittee shall provide civilian road guards to assist in erecting barricades and detouring vehicular and pedestrian traffic during the race as required by the Chief of Police.

7. No beverages in glass bottles shall be permitted to be sold by any vendors. The Permittee shall arrange security to prohibit glass bottles and alcoholic beverages from being carried by runners, spectators and/or members of the public during the event.

8. Before leaving the premises after the Event, the Permittee shall restore the property to the condition it was in prior to usage. Such restoration shall be subject to the satisfaction of the Director of the Department of Environmental Services.

9. The Permittee must contact Richard England, Business Administrator, at least twenty-four (24) hours prior to the commencement of any activities on the property to which access is granted by this permit. In his absence, Joseph Peluso, Director of Environmental Services, shall be contacted. In case of an emergency, when the Environmental Services may be inaccessible, the Permittee must contact the Hoboken Police Desk Officer at (201) 420-2131 who, in turn, will contact one of them.

10. There will be no modifications to any City property or property adjacent thereto, used by the Permittee.

11. The Permittee has the full responsibility to provide and have available such medical staff and medical assistance as necessary at its sole cost and expense.

12. The City's Police Chief shall have complete control over the activities of the Permittee associated with the use hereby permitted including the actions of personnel of the Permittee in matters related to safety.

13. The Permittee shall furnish evidence, which shall be attached to the Permit as an Exhibit, that with respect to all incidents to the operations, activities and use of the property permitted by and performed under the Permit, it carries Comprehensive General Liability Insurance naming the City of Hoboken as additional insured providing for not less than $1,000,000.00 combined single limit per occurrence and $2,000,000.00 aggregate for bodily injury or death and property damage. It is to be understood and agreed that the procurement of Insurance in those amounts does not in any way or manner whatsoever limit Permittee's liability to the City of Hoboken under the Permit and in the event insurance does not cover a particular loss, the Permittee shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided therein.

14. The Permittee shall indemnify, keep and save harmless the City of Hoboken, its agents, employees, servants and officials, each and every one of them, against all claims, just or unjust, made against the City of Hoboken, its agents, employees, servants or officials on account of injuries, death, losses of any kind whatsoever, damages, suits, liabilities, judgments, claims for infringements of patent trademark or copyright, costs and expenses which may in any wise accrue against the City of Hoboken, its agents, employees, servants and officials, and the Permittee shall appear, defend and pay, at its own expense, all costs, including counsel fees, against the City of Hoboken, its agents, employees, servants and officials, in any action, the Permittee shall, at its own expense, satisfy and discharge the same.

15. In granting the Permit, the City of Hoboken will assume no obligation whatsoever in connection with the use by the Permittee and are not obliged to make any repairs to the property or furnish personnel, equipment or materials in connection therewith.

16. The City of Hoboken shall not be liable to the Permittee for loss, damage, or liability of any kind or nature whatsoever sustained by the Permittee, its successors or assigns, by reason of any failure to fulfill its obligations herein in the event of a strike or walkout on the part of their employees or on the part of any other person or persons or by reason of any embargo or requirement of any federal or state or other governmental authority or by reason of any other event of any kind beyond the control of the City of Hoboken which in any way affects the ability of the City of Hoboken to perform the obligations herein.

17. The Permit may be terminated by the City of Hoboken without notice if any of the above conditions of the Permit are not met. The terms and conditions of the Permit are considered as understood and agreed upon prior to the Permittee undertaking the use set forth herein, and any unauthorized activities not specifically allowed herein may be considered cause for termination.

Approved: Approved As to Form

_____ _____

Business Administrator Corporation Counsel

Meeting Date: February 1, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Inside Caps)		
Tax Collector O.E.	6-01-20-145-021	$ 15,000.00
Assessor's O.E.	6-01-20-150-021	$ 10,000.00
Construction O.E.	6-01-22-195-021	$ 50,000.00
Police O.E.	6-01-25-241-021	$ 26,000.00
Electricity O.E.	6-01-31-430-000	$ 60,000.00
Street Lighting O.E.	6-01-31-435-000	$ 50,000.00
Fuel Oil O.E.	6-01-31-447-000	$ 9,000.00
Gasoline O.E.	6-01-31-460-000	$ 34,750.00
	TOTAL	$ 254,750.00
(Outside Caps)		
Liability Insurance	6-01-30-400-010	$ 400,000.00
Worker's Comp	6-01-30-400-020	$ 30,000.00
Health Insurance	6-01-30-400-030	$ 1,000,000.00
	TOTAL	$ 1,430,000.00

MEETING: 1 February 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

Sponsored by: _____

Seconded by: _____

City of Hoboken
Ordinance No. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 141 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING PERMITS, ADOPTED DECEMBER 19, 1990 AS ORDINANCE #118.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE I
Resident, Visitor and Business Parking

141-1 Resident Permit Parking

Section 1: The following location described is hereby amended to add Resident Permit Parking Only.

NAME OF STREET	SIDE	LOCATION
Vezzetti Way	Both	Beginning at the westerly curbline of Washington Street and extending to the easterly curbline of Henderson Street.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3: This ordinance shall be a part of the Hoboken code as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4: This ordinance shall take effect as provided by law.

_____
Mayor

_____
City Clerk

_____
Approved as to legal form
Corporation Counsel

Meeting Date: February 1, 2006

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION AUTHORIZES AMENDMENTS TO THE SFY 2006 BUDGET INTRODUCED ON 14 SEPTEMBER 2005.

WHEREAS, the local municipal budget for the fiscal year 2006 was approved on the 14th day of September 2005 and

WHEREAS, the public hearing on said budget is currently being held as advertised, and

WHEREAS, it is desired to amend said approved budget, now

THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, County of Hudson, that the following amendments to the approved budget of 2006 be made:

Recorded Vote	**Ayes**	(	**Nays**	(
		(		(
		(		(
		(		(
		(		(
		(		(
		(		(
		(		(
		(		(

	From	**To**
EXPLANATORY STATEMENT		
Summary of Current Fund Section of Approved Budget (Sheet 3)		
1. Appropriations within "CAPS"	**$ 46,459,797**	**$ 51,048,391**
2. Appropriations excluded from "CAPS"		
a. Municipal Purposes (Items H-2, Sheet 28)	**$ 20,376,437**	**$ 22,253,471**
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)	**$ 20,391,011**	**$ 22,268,045**

AMENDMENTS TO SFY 2005 BUDGET

15 February 2006 (Continued)	FROM	TO
4. Total General Appropriations (Item 9, Sheet 29)	$ 67,032,808	$ 73,498,436
5. Less: Anticipated Revenues (Other than Current Property Tax) (Item 5, Sheet 11)	$ 42,632,232	$ 49,112,434
6(a). Local Tax for Municipal Purposes (Item 6(a), Sheet 11)	$ 24,386,002	$ 24,386,001
6(b). Addition to Local District School Tax (Item 6(b), Sheet)	$ 14,574	$ 0

BUDGET MESSAGE

Cap Calculation 2005 Budget		
Total General Appropriations	$ 71,071,196	$ 70,946,196
Cap Base Adjustment	$ 0	$ (85,102)
Subtotal:	$ 70,946,196	$ 70,861,094
Less Exceptions:		
Total Public & Private Programs	$ 1,019,408	$ 894,408
Total Exceptions	$ 21,989,351	$ 21,864,351
Amount of which "CAP" is applied:	$ 49,081,845	$ 48,996,743
3.5% "CAP" should be 2.5% "CAP"	$ 1,717,865	$ 1,224,919
New Construction Add-on Certification of c68, PL 1976 (Sheet 3b)	$ 900,000	$ 1,324,508
2005 Allowable Appropriations (Sheet 3b)	$ 51,699,710	$ 51,546,170
Fiscal Year In-CAP Appropriations (Sheet 3b)	$ 46,469,797	$ 51,048,391
Amount of In-Cap Appropriations Under CAP Limit (Sheet 3b)	$ 5,225,682	$ 497,778

"In order to comply with statutory and regulatory requirements, the amounts appropriated for certain department functions have been split and their parts appear in several places. Those appropriations which have been split add up as follows:

Police, Salaries & Wages (Sheet 3b)		
Operations Within CAP	$ 12,360,000	$ 13,943,696
Total	$ 12,900,000	$ 14,701,615
Housing Inspections, Salaries & Wages		
Operations Within CAP	$ 117,000	$ 0
Total	$ 170,000	$ 0
Sanitation, Salaries & Wages (Sheet 3b)		
Operations Within CAP	$ 1,332,680	$ 1,476,680

	FROM	TO

Total	**$ 1,450,000**	**$ 1,594,000**
Grants Management, Salaries & Wages		
Operations Within CAP	**$ 29,100**	**$ 70,000**
Total	**$ 154,100**	**$ 195,000**

ANTICIPATED REVENUES:

3. Miscellaneous Revenues - Section A: Local Revenues		
Licenses and Fees		
Other (Sheet 4)	**$ 1,373,039**	**$ 373,038**
Interest of Investments & Deposits	**$ 176,201**	**$ 326,201**
1300 Grand Street (Sheet 4)	**$ 475,000**	**$ 0**
1200 Grand Street (Sheet 4a)	**$ 775,000**	**$ 0**
TOTAL SECTION A: Local Revenues (Sheet 4a)	**$ 18,439,984**	**$ 16,339,984**
3. Miscellaneous Revenues – Section B: State Aid		
Without offsetting Appropriations - Consolidated Municipal Property Tax Relief Aid – (Sheet 5)	**$ 10,433,286**	**$ 15,721,336**
3. Miscellaneous Revenues - Section D: Special Revenues		
Hoboken Board of Education - Public	**$ 0**	**$ 90,000**
3. Miscellaneous Revenues - Section F: Special Items		
Summer Food Service Program (Sheet 9)	**$ 0**	**$ 29,000**
COPS in school (Sheet 9a)	**$ 0**	**$ 127,919**
National Endowment for the Humanities		
Un-appropriated Reserves:		
Monument Renovation	**$ 0**	**$ 75,000**
Hudson River Waterfront/Castle Point	**$ 0**	**$ 150,000**
Domestic Violence	**$ 0**	**$ 10,000**
Alcohol Rehab Education	**$ 0**	**$ 453**
Drunk Driving Enforcement Fund	**$ 0**	**$ 22,929**
Adult Daycare 2003	**$ 0**	**$ 2,945**
COPS TECH	**$ 0**	**$ 22,921**
NJDOP Roadway – 5th & Clinton	**$ 0**	**$ 32,390**
Office Smart Growth	**$ 0**	**$ 15,000**
Operation New Adventure	**$ 0**	**$ 35,000**
Storm Water Grant	**$ 0**	**$ 15,464**
(Sheet 9a)	**$ 0**	**$ 200,000**
TOTAL SECTION F: Special Items (Sheet 9a)	**$ 312,320**	**$ 1,051,341**
3. Miscellaneous Revenues - Section G: Special Items		
Added Assessments	**$ 900,000**	**$ 1,324,508**
Sale of Municipal Garage	**$ 4,000,000**	**$ 5,000,000**
Anticipated Parking Utility Operating Surplus (Sheet 10)	**$ 4,087,044**	**$ 4,412,001**

Sale of Taxi Licenses	$ 0	$ 1,500,000
Pilot Payment (1300 Grand St)	$ 0	$ 806,385
Pilot Payment (1200 Grand St) (Sheet 10a)	$ 0	$ 775,000
Total Section G: Special Items of General Revenues Anticipated with Prior Written Consent of Director of Local Government Services – Other Special Items (Sheet 10a)	$ 9,171,744	$ 14,002,594

AMENDMENTS TO SFY 2005 BUDGET
15 February 2006 (Continued)

	FROM	TO
GENERAL REVENUES		
Summary of Revenues (Sheet 11)		
3. Miscellaneous Revenues:		
Total Section A: Local Revenues	$ 18,439,984	$ 16,339,984
Total Section B: State Aid w/o Approp.	$ 12,801,004	$ 15,721,336
Total Section D: Inter-local Municipal	$ 540,000	$ 630,000
Total Section F: Public & Private Revenues	$ 312,320	$ 1,051,341
Total Section G: Other Special Items	$ 9,171,744	$ 14,002,594
Total Miscellaneous Revenues	$ 42,632,232	$ 49,112,434
5. Subtotal General Revenues:	$ 42,632,232	$ 49,112,434
6. Amount to be Raised by Taxes for Support of Municipal Budget		
a. Addition to Local School Tax	$ 14,574	$ 0
Total Amount to be Raised by Taxes	$ 24,400,576	$ 24,386,001
7. TOTAL GENERAL REVENUES:	$ 67,032,808	$ 73,498,436
8. GENERAL APPROPRIATIONS:		
(A) Operations within "CAPS"		
Mayor and City Council		
Mayor's Office		
Salary & Wages	$ 266,900	$ 268,000
Office of the Clerk		
Other Expenses	$ 4,000	$ 6,000
DEPARTMENT OF ADMINISTRATION		
Business Administrator's Office		
Salary & Wages	$ 242,500	$ 247,500
Other Expenses	$ 53,500	$ 103,500
Purchasing		
Salary & Wages	$ 100,000	$ 132,000
Other Expenses	$ 2,500	$ 3,500
Constituent Services		

Salary & Wages	$ 141,700	$ 181,600
Uniform Construction Code		
Salary & Wages	$ 700,000	$ 730,000
Other Expenses	$ 130,000	$ 190,000
Corporation Counsel		
Salary & Wages	$ 378,800	$ 379,800
Revenue and Finance Director		
Other Expenses	$ 3,500	$ 178,500

AMENDMENTS TO SFY 2005 BUDGET
15 February 2006 (Continued)

	FROM	TO
Payroll		
Other Expenses	$ 750	$ 1,000
Tax Collector		
Salary & Wages	$ 287,500	$ 288,000
Other Expenses	$ 17,500	$ 40,000
Information Technology		
Other Expenses	$ 8,500	$ 5,000
Municipal Court		
Salary & Wages	$ 840,000	$ 869,400
Total Department of Administration (Sheet 14)	$ 4,827,250	$ 5,269,900
Office of the Tax Assessor		
Other Expenses (Sheet 15)	$ 18,300	$ 23,300
Total Office of the Tax Assessor	$ 309,400	$ 314,400
DEPARTMENT OF HUMAN SERVICES		
Director's Office		
Salary & Wages	$ 144,000	$ 149,000
Rent Leveling		
Salary & Wages	$ 163,200	$ 169,700
Other Expenses	$ 8,000	$ 53,000
Housing Inspections		
Salary & Wages	$ 117,000	$ 191,000
Other Expenses	$ 750	$ 2,500
Transportation		
Salary & Wages	$ 221,000	$ 245,000
Board of Health		
Other Expenses	$ 42,700	$ 100,000
Senior Citizens		
Salary & Wages	$ 320,000	$ 275,000
Other Expenses	$ 25,000	$ 30,000
Hispanic Affairs		
Salary & Wages	$ 45,900	$ 15,000

Total Department of Human Services (Sheet 15a)	**$ 2,536,550**	**$ 2,679,200**
DEPARTMENT OF ENVIRONMENTAL		
Director's Office		
Salary & Wages	**$ 425,600**	**$ 440,600**
Parks		
Salary & Wages	**$ 560,000**	**$ 543,000**
Other Expenses	**$ 80,000**	**$ 100,000**
Public Property		
Salary & Wages	**$ 680,000**	**$ 740,000**
Other Expenses	**$ 130,000**	**$ 220,000**
Signal & Traffic		
Salary & Wages	**$ 177,000**	**$ 125,000**
Other Expenses	**$ 50,000**	**$ 25,000**
Central Garage		
Salary & Wages	**$ 142,000**	**$ 137,000**
Other Expenses	**$ 195,000**	**$ 200,000**
Sanitation		
Salary & Wages	**$ 1,332,680**	**$ 1,476,680**
Other Expenses	**$ 3,000,000**	**$ 3,007,500**
Total Environmental Services (Sheet 15b)	**$ 6,851,280**	**$ 7,083,780**
DEPARTMENT OF COMMUNITY DEVELOPMENT		
Director's Office		
Other Expenses	**$ 85,000**	**$ 115,000**
Grants Management		
Salary & Wages	**$ 29,100**	**$ 70,000**
Waterfront Development		
Other Expenses	**$ 75,000**	**$ 55,000**
Zoning Board of Adjustment		
Other Expenses	**$ 50,000**	**$ 75,000**
Redevelopment Planning		
Other Expenses	**$ 500,000**	**$ 100,000**
Total Community Development (Sheet 15c)	**$ 1,032,000**	**$ 707,900**
DEPARTMENT OF PUBLIC SAFETY		
Police Department		
Salary & Wages	**$ 12,360,000**	**$ 13,943,696**
Other Expenses	**$ 274,000**	**$ 400,000**
Fire Department		

Salary & Wages	$ 11,400,000	$ 11,900,000
Other Expenses	$ 206,000	$ 265,000
Office of Emergency Management		
Salary & Wages	$ 24,500	$ 20,500
Other Expenses	$ 1,000	$ 20,000

AMENDMENTS TO SFY 2005 BUDGET
15 February 2006 (Continued)

	FROM	TO
UNCLASSIFIED		
Settlement of Claims against City	$ 400,000	$ 0
NJ Right to Know/Safety Officer	$ 15,000	$ 5,000
Engineering	$ 85,000	$ 105,000
Municipal Dues & Membership	$ 8,000	$ 18,000
Celebration of Public Events	$ 100,000	$ 60,000
Gasoline	$ 200,000	$ 324,490
Fuel Oil (Heating)	$ 22,000	$ 40,000
Water & Sewerage	$ 45,000	$ 55,000
Communications	$ 226,500	$ 226,000
Telecommunications	$ 16,000	$ 13,500
Salary Adjustments	$ 0	$ 1,052,940
Total Operations (Items 8(a) Within "CAPS" (Sheet 17)	$ 43,053,472	$46,656,898
(B) Contingent	$ 1,146,578	$ 16,000
Total Operations Including Contingent	$ 44,200,050	$46,672,898
Detail: Salaries & Wages	$ 33,297,680	$35,643,376
Other Expenses (Incl. Contingent)	$ 10,902,370	$11,029,522
8. GENERAL APPROPRIATIONS		
(E) Deferred Charges & Statutory Expenditures Within "CAPS" (Sheet 18)		
Over expenditure of Appropriations	$ 0	$ 159,025
Over expenditure of Appropriation Reserve (2004)	$ 149,747	$ 114,616
Deficit in Operations	$ 0	$ 1,364,176
Over expenditure of Improvement Appro	$ 0	$ 607,676
Subtotal – Deferred Charges (Sheet 18)	$ 899,747	$ 2,995,493
2. Statutory Expenditures: (Sheet 19)		
Social Security System (O.A.S.I.)	$ 1,250,000	$ 1,300,000
Unemployment Compensation	$ 120,000	$ 80,000
Subtotal Statutory Expenditures	$ 1,370,000	$ 1,380,000
Total Deferred Charges & Statutory Expenditures - Municipal within CAPS	$ 2,269,747	$ 4,375,493

(H-1) Total General Appropriations Within CAPS	**$ 46,469,797**	**$ 51,048,391**

AMENDMENTS TO SFY 2005 BUDGET
15 February 2006 (Continued)

	FROM	TO
(A) Operations - Excluded from "CAPS"		
Maintenance of Public Library (PL 1985, c.82)		
Salary & Wages	$ 700,000	$ 732,000
Insurance (N.J.S.A. 40A:4-45.3)		
General Liability	$ 800,000	$ 900,000
Workers Compensation	$ 470,000	$ 600,000
Employee Group Health	$ 10,500,000	$ 10,419,000
Total Other Operations Excluded from "CAP" (Sheet 20)	$ 15,411,273	$ 15,592,273
(A) Operations - Excluded from "CAPS" (Sheet 22)		
Hoboken Board of Education		
Police Salary & Wages	$ 0	$ 90,000
Total Inter-local Service Agreements	$ 540,000	$ 90,000
COPS in School (Police S&W) (Sheet 24)	$ 0	$ 127,919
State Local Cooperative Housing Inspection Program (Housing Inspect. S&W)	$ 70,000	$ 0
Un-appropriate Reserves:		
Monument Renovation	$ 0	$ 75,000
Hudson River Waterfront/Castle Point	$ 0	$ 150,000
Domestic Violence	$ 0	$ 10,000
Alcohol Rehab Education	$ 0	$ 453
Drunk Driving Enforcement Fund	$ 0	$ 22,929
Adult Daycare 2003	$ 0	$ 2,945
COPS TECH	$ 0	$ 22,921
NJDOT Roadway – 5th & Clinton	$ 0	$ 32,390
Office Smart Growth	$ 0	$ 15,000
Operation New Adventure	$ 0	$ 35,000
Storm Water Grant	$ 0	$ 15,464
Total Public & Private Programs offset by Revenues (Sheet 25)	$ 341,320	$ 781,341

Total Operations - Excluded "CAPS"	**$ 16,292,593**	**$ 16,463,614**
Detail: (Sheet 25)		
Salaries & Wages	**$ 1,435,000**	**$ 1,074,919**
Other Expenses	**$ 14,857,593**	**$ 15,388,695**
Down payment on improvement	**$ 0**	**$ 600,000**
Capital Improvement Fund	**$ 0**	**$ 734,000**
(C) Capital Improvements	**$ 0**	**$ 1,334,000**
(D) Municipal Debt Service Excluded from "CAPS"		
Interest on Notes (Sheet 27)	**$ 0**	**$ 172,013**
Total Deferred Debt Service (Ex "CAPS" (Sheet 27)	**$ 4,083,844**	**$ 4,255,857**
(E) (1) Deferred Charges – 5 yr Master Plan (Sheet 28)	**$ 0**	**$ 70,000**

AMENDMENTS TO SFY 2005 BUDGET 15 February 2006 (Continued)	**FROM**	**TO**
(F) Judgments	**$ 0**	**$ 130,000**
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS" (Sheet 28)	**$ 20,346,437**	**$ 22,253,471**
(O) Total General Appropriations - Excluded from "CAPS" (Sheet 29)	**$ 20,391,011**	**$ 22,268,045**
(L) Subtotal General Appropriations (Items (H-1) and (O))	**$ 66,850,808**	**$ 73,316,436**
9. TOTAL GENERAL APPROPRIATIONS (Sheet 29)	**$ 67,032,808**	**$ 73,498,436**
(H-1) Total General Appropriations for Municipal Purposes within (CAPS) (Sheet 30)	**$ 46,459,797**	**$ 51,048,391**
(A) Other Operations (Sheet 30)	**$ 15,411,273**	**$ 15,592,273**
Total Operations - Excluded from "CAPS" (Sheet 30)	**$ 16,292,593**	**$ 16,463,614**
TOTAL GENERAL APPROPRIATIONS (Sheet 30)	**$ 67,042,808**	**$ 73,498,436**

PARKING UTILITY (Sheet 34)

11. Appropriations Parking Utility (Sheet 35)

Operating:		
Salaries & Wages	**$ 1,370,970**	**$ 1,446,790**
Other Expenses	**$ 2,773,641**	**$ 2,372,864**
Surplus (General Budget)	**$ 4,087,044**	**$ 4,412,001**
TOTAL PARKING UTILITY APPROPRIA	**$ 11,339,000**	**$ 11,339,000**

BE IT FURTHER RESOLVED, that three (3) certified copies of this resolution be filed with the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 15th day of February 2006.

James J. Farina, City Clerk _____

Meeting of: 15 February 2006

APPROVED: **APPROVED AS TO FORM**

_____ _____

Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XVI
ALTERNATE PARKING

190-28 Alternate Parking

Section 1: The locations described are hereby repealed as Alternate Parking.

Name of Street	**Time**	**Side**	**Location**
Fourteenth Street	8:00am to 9:00am Monday	south	Willow Avenue to Hudson Street
Vezzetti Way	8:00am to 9:00am Monday	south	Henderson Street to Washington Street
Vezzetti Way	8:00am to 9:00am	north	Henderson Street to Washington Street

Section 2: The following described locations are here by amended as Alternate Parking.

Name of Street	**Time**	**Side**	**Location**
Fourteenth Street	8:00am to 9:00 Wednesday	south	Willow Avenue to Sinatra Drive
Vezzetti Way Street	9:00am to 10:00am Monday thru Friday	south	Henderson Street to Washington
Vezzetti Way Street	8:00am to 9:00am Monday thru Friday	north	Henderson Street to Washington

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

NOW, THEREFORE BE IT ORDAINED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this ordinance.
3. This ordinance shall be effective according to law.

Mayor _____ City Clerk _____

_____
Approved as to legal form
Corporation Counsel

Meeting Date: February 15, 2006

Sponsored by:_____

Seconded by:_____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED;)
(Approval; 1143 Garden Street)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A. Section 192-4 is amended to add the following;

Joseph Spaccavento 1143 Garden Street: east side of Garden Street, beginning at a point of 35 feet south of the southerly curbline of Twelfth Street and extending 22 feet southerly therefrom.

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as Though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date: February 15, 2006

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1012-1022 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN.

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1012-1022 Grand Street (Block 150, Lots 1 and 2 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group, LLC and Frank Raia with respect to certain properties including the property located at 1012-1022 Grand Street; and

WHEREAS, on May 19, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1012-1022 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

1. The property known as 1012-1022 Grand Street, Hoboken, New Jersey, designated as Block 150, Lots 1 and 2 on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 150 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and

amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the Property for fair market value plus all costs and expenses and to convey the Property to Block 150 Development, LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the Property is not used for such purpose, title to the Property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Approved:

_____
Fred M. Bado, Director
Community Development

Meeting: February 15, 2006

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1032-1040 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN.

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1032-1040 Grand Street (Block 150, Lot 3 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group, LLC and Frank Raia with respect to certain properties including the property located at 1032-1040 Grand Street; and

WHEREAS, on May 19, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1032-1040 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

1. The property known as 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3 on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 150 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and

amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the Property for fair market value plus all costs and expenses and to convey the Property to Block 150 Development, LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the Property is not used for such purpose, title to the Property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

6. This ordinance shall take effect as provided by law.

Adopted: Approved:

_____ _____

City Clerk, James J. Farina Mayor, David Roberts

Approved as to Form:

_____

Joseph S. Sherman, Corporation Counsel

Approved:

_____

Fred M. Bado, Director,
Community Development

Meeting: February 15, 2006

Sponsored by:_____

Seconded by:_____

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF HOBOKEN ENTITLED CHAPTER 4, DEPARTMENT OF ADMINISTRATION

WHEREAS, it is deemed desirable to enhance the ability to investigate and enforce ordinances pertaining to all forms of Hoboken issued licenses.

NOW THEREFORE BE IT RESOLVED that the Code of the City of Hoboken be amended as follows:

4-2 Add the Office of Licensing and Inspections
4-3

ARTICLE VII
Office of Licensing and Inspections

§4-20. Established, powers and duties.

There is hereby established in the Department of Administration an Office of Licensing and Inspections, which shall be responsible for the monitoring and inspection of all license holders issued through Chapter 74, Chapter 179, Chapter 180, Chapter 128 with the exception of those issued by the Division of Health and any other such licenses as directed by the Business Administrator. The office shall assume responsibility for the investigation of all complaints against license holders, the issuance of such summonses for violations and the enforcement of such rules and regulations promulgated by the Governing Body and Director of the Department of Administration.

NOW, THEREFORE BE IT ORDAINED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor, or his designee to execute any and all documents and/or take any actions necessary to complete and realize the intent and purpose of this ordinance.
3. This ordinance shall be effective according to law.

Adopted: Approved:

_____ _____

City Clerk Mayor

Approved as to Form:

_____

Joseph S. Sherman, Corporation Counsel

Meeting: February 15, 2006

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$ 58,934.17** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Wachovia Sass Muni V DTR Tax Lien Group 123 South Broad St PA 1328 Philadelphia, Pa. 19109	114/18	1316-30 Grand St.	$14,362.00
ABN-AMBRO Mortg 7159 Corklan Drive Jacksonsville, Florida 32258-4455 Attention: Carla Bennett Tax Research	247/34.2/C003N	1208 Washington St.	$1,185.90

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Countrywide Tax Service P. O. Box 10211-SV3-24 Van Nuys, CA 91410-0211 Attention: Patti Crosse Refund Unit	15/30	64 Monroe St.	$1,956.04
Christopher Nicholas 700 First St (11L) Hoboken, N. J. 07030	25/1/C011L	700 First St.	$1,439.51
Homecoming Financial Attn: Noemi Vazquez Tax Dept-6th floor 8435 Stemmons Freeway Dallas, Texas 75247	238/10/C0004	927 Hudson St.	$1,094.71
First American Real Estate Tax Service 1201 Elm St. Suite 300 Dallas, Texas 75270 Attn: Candice Corbin	189/28/C0402	230 Bloomfield St.	$699.48
Brian Anderson 1302 Park Avenue Apt. 5 S Hoboken, N. J. 07030	117/10/C005S	1302 Park Ave.	$1,824.28
Citi Mortgage 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623 Attn: Karen McIntyre	245/10	51-53 14th St.	$3,151.48

NAME **BL\LOT\UNIT** **PROPERTY** **AMOUNT**

Rina A. Leyva 601 Monroe Street Unit 4C Hoboken, N. J. 07030	75/1/C004C	601 Monroe St.	$898.27
First American Real 1201 Elm St. Suite 300 Dallas, Texas 75270 Attn: Anna Henderson	243/5/C0009	1107 Washington St.	$2,058.24
Washington Mutual Home Loans Inc. Attention: Tax Refund Dept. FSC0211 P. O. Box 10573 Florence, SC 29501-0573 Attn: Carol Bigelow	186/2/C004L	73 Garden St.	$7,371.23
Eric & Erin Miller 321 Adams St. #1 Hoboken, N. J. 07030	51/10/C0001	321 Adams St.	$2,084.20
Sara R. Wood 830 Bloomfield St. Unit # 4 Hoboken, N. J. 07030	195/33/C0004	830 Bloomfield St.	$2,239.93
Hetty Muller 20 Old Tappan Road Old Tappan, N. J. 07675	208/25	930 Washington St.	$2,565.28
Jaime J. Bean 827 Washington St. Apt. # 4A Hoboken, N. J. 07030	219/10.4/C074A	825-27 Washington St.	$3,314.06

NAME	**BL\LOT\UNIT**	**PROPERTY**	**AMOUNT**
420 Monroe St. LLC	57/14	420 Monroe St.	$3,958.59

C\O Campa 123 Predmore Avenue Colonia, N. J. 07067			
Meghan O'Neill 107 Harrison St. Apt#3 Hoboken, N. J. 07030	26/6/C0003	107 Harrison St.	$59.40
Lisa Scarpati 251 Tenth Street Apt#1A Hoboken, N. J. 07030	162/1/C-G38	1001 Clinton St.	$150.00
First American Real Estate Tax Service 1201 Elm Street Dallas, Texas 75270 Attention – Anna Henderson	89/22/C004B	818 Jefferson St.	$5,025.00
Hudson City Savings West 80 Century Rd Paramus, N. J. 07652 Attn: Marcia Tegeti	156/4.1/C0007	1108-10 Clinton St.	$1,231.55
Jaime Turck 232 Madison St. Apt.# C02-L Hoboken, N. J. 07030	38/15	232 Madison St.	$235.00
Roberto Laset 232 Madison St. Apt # C03-L Hoboken, N. J. 07030	38/15	232 Madison St.	$447.51
Kristen Keesee 232 Madison St. Apt# C03-R Hoboken, N. J. 07030	38/15	232 Madison St.	$447.51

NAME	**BL/LOT/UNIT**	**PROPERTY**	**AMOUNT**
Lawrence Shurman 232 Madison St.	38/15	232 Madison St.	$447.51

Apt# C04-L Hoboken, N. J. 07030			
Jon Poeira 232 Madison St. Apt. #C04-R Hoboken, N. J. 07030	38/15	232 Madison St.	$447.49
Seth Park 232 Madison St. Apt # C02-L Hoboken, N. J. 07030	38/15	232 Madison St.	$240.00

Meeting: February 15, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Sponsored by:_____

Seconded by:_____

A RESOLUTION REQUESTING AN EXTENSION FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE CITY OF HOBOKEN'S GRANT AGREEMENT ENTITLED "SAFE STREETS TO HOBOKEN SCHOOL DISTRICTS"

WHEREAS, the City of Hoboken has been awarded a grant in the amount of $40,000 from the New Jersey Department of Transportation for a project entitled "Safe Streets for Hoboken School Districts"; and

WHEREAS, the City of Hoboken entered into a grant agreement on February 11, 2005 accepting the grant conditions and grant funds to install speed humps at various school districts as a traffic calming measure; and

NOW THEREFORE, BE IT RESOLVED- by the Mayor and the City Council that the City of Hoboken shall install a New Jersey Department of Transportation approved speed hump in the Brandt School district located at Ninth & Garden Streets utilizing grant funds from the "Safe Streets to Hoboken School Districts" project; and, be it—

FURTHER RESOLVED, by the Mayor and the City Council that the City of Hoboken requests an amendment to the grant agreement in which the end term date is extended through May 30, 2006 in order to complete the installation of said speed hump.

Date of Meeting: February 15, 2006

Department of Environmental Services

_____
Director, Joseph Peluso

Approved to Form

_____
Corporation Counsel

Sponsored by:_____

Sponsored by:_____

A RESOLUTION IN SUPPORT OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM & URGING CONGRESS TO RESTORE FUNDING

WHEREAS, the Community Development Block Grant (CDBG) program was enacted and signed into law by President Gerald Ford, as the centerpiece of the Housing and Community Development Act of 1974; and

WHEREAS, the CDBG program has as its primary objective, the development of viable urban communities by providing decent, safe, affordable housing, by revitalizing and preserving neighborhoods and by expanding economic opportunities mainly for persons of low and moderate income; and

WHEREAS, throughout its thirty year history, the CDBG program has developed successful partnerships with federal, state and local governments, private corporations and businesses and non-profit organizations to create and implement projects that improve the lives of low and moderate income families; and

WHEREAS, in accordance with the United States Department of Housing and Urban Development (HUD), FY04 CDBG provided for thousands of activities to assist well over twenty-three million households through, homeownership opportunities, infrastructure improvements, employment training programs, transportation services, crime prevention and awareness, improvements to public libraries, adult and child day care centers, community centers, job creation and business expansion; and

WHEREAS, the Presidents Fiscal Year 2006 budget proposes to completely eliminate the CDBG program which would have a negative impact on the City of Hoboken and its residents;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Hoboken hereby call on Congress to preserve the Community Development Block Grant Program within the United States Department of Housing & Urban Development and restore full funding.

Meeting Date: April 20, 2005

_____
Fred M. Bado, Director
Community Development

Approved to Form:_____
Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE ADMINISTRATION TO APPLY FOR AND UTILIZE GRANT FUNDS FOR PROJECTS RELATED TO THE DIVISION OF FIRE

WHEREAS, the City of Hoboken, Division of Fire desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for Thirty Five Thousand $35,000.00 dollars; and

WHEREAS, the City of Hoboken does hereby authorize the application for such a grant; and

WHEREAS, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of the grant agreement; and

WHEREAS, upon receipt of the fully executed agreement from the Department; and

WHEREAS, the Counsel of the City of Hoboken authorize the expenditure of funds pursuant to the terms of said agreement between the City of Hoboken and the New Jersey Department of Community Affairs.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution is effective immediately.

Approved as to Form:

_____ _____

Richard S. England, Business Administrator Joseph S. Sherman, Corporation Counsel

Dated: February 15, 2006

Sponsored By: _____

Seconded By: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED "VEHICLES AND TRAFFFIC" ADOPTED SEPTEMBER 4, 1991, AS ORDINANCE #2278.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (Speed Humps)

ARTICLE XXVI
Traffic Calming Devices

Section 1, Chapter 190-42 of the City of Hoboken Administrative Code titled Vehicles and Traffic is hereby amended to include the following as Traffic Calming Devices:

NAME OF STREET	**LOCATION**	**TYPE**
Sinatra Drive	395 feet north of the northerly curbline of First Street	Speed Hump
Sinatra Drive	395 feet north of the northerly curbline of Second Street	Speed Hump
Sinatra Drive	395 feet north of the northerly curbline of Third Street	Speed Hump
Hudson Street	245 feet south of the southerly curbline of Fourteenth Street	Speed Hump
Hudson Street	405 feet north of the northerly curbline of Twelfth Street	Speed Hump
Bloomfield Street	415 feet north of the northerly curbline of Twelfth Street	Speed Hump
Bloomfield Street	415 feet from the northerly curbline of Ninth Street	Speed Hump
Bloomfield Street	370 feet north of the northerly curbline of Eleventh Street	Speed Hump

Bloomfield Street	420 feet north of the northerly curbline of Ninth Street	Speed Hump
Bloomfield Street	420 feet north of the northerly curbline of Sixth Street	Speed Hump
Bloomfield Street	265 feet from the northerly curbline of Observer Highway	Speed Hump
Garden Street	410 feet south of the southerly curbline of Third Street	Speed Hump
Garden Street	410 feet south of the southerly curbline of Fourth Street	Speed Hump
Garden Street	114 feet south of the southerly curbline of First Street	Speed Hump
Park Avenue	410 feet north of the northerly curbline of Eight Street	Speed Hump
Park Avenue	362 feet north of the northerly curbline of eleventh Street	Speed Hump
Clinton Street	365 feet north of the northerly curbline of Eleventh Street	Speed Hump
Clinton Street	215 feet north of the northerly curbline of Fourth Street	Speed Hump
Monroe Street	420 feet south of the southerly curbline of Eighth Street	Speed Hump
Monroe Street	410 feet south of the southerly curbline of Third Street	Speed Hump
Jackson Street	420 feet north of the northerly curbline of Second Street	Speed Hump
Fourth Street	200 feet west of the westerly curbline of Garden Street	Speed Hump
Twelfth Street	135 feet east of the easterly curbline of Grand Street	Speed Hump

Fifteenth Street	160 feet east of the easterly curbline of Bloomfield Street	Speed Hump
Fifteenth Street	229 feet west of the westerly curbline of Hudson Street	Speed Hump

Section 2, Traffic calming devices with the appropriate markings and signs shall be constructed and maintained in accordance with the "Manual on Uniform Traffic Control Devices (MUTCD)"and the New Jersey Department of Transportation Standard Specifications to reduce speed and safety on roadways.

Section 3, This Ordinance shall be part of the Administrative code of the City of Hoboken as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of Hoboken code. This ordinance shall take effect as provided by law.

_____ _____

City Clerk Mayor

Meeting Date: February 15, 2006

_____

Approved as to Legal Form
Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Inside Caps)	ACCOUNT #	AMOUNT
Personnel S & W	6-01-20-105-010	$ 9,000.00
Mayor's Office SW	6-01-20-110-010	$ 11,000.00
City Council S&W	6-01-20-111-010	$ 11,000.00
Business Ad. S&W	6-01-20-112-010	$ 15,000.00
Purchasing S & W	6-01-20-114-010	$ 11,000.00
Grants Mgmt S&W	6-01-20-116-010	$ 8,000.00
Grants Mgmt OE	6-01-20-116-021	$ 600.00
City Clerk S & W	6-01-20-120-010	$ 14,000.00
Finance Super S&W	6-01-20-130-010	$ 16,000.00
Finance Super O.E.	6-01-20-130-021	$ 41,500.00
Accts & Control SW	6-01-20-131-010	$ 61,000.00
Payroll S & W	6-01-20-132-010	$ 3,500.00
Audit O.E.	6-01-20-135-020	$ 105,000.00
Tax Collector S&W	6-01-20-145-010	$ 12,000.00
Info Technol S & W	6-01-20-147-010	$ 4,000.00
Assessor's S & W	6-01-20-150-010	$ 14,000.00
Corp.Counsel S&W	6-01-20-155-010	$ 16,000.00
Corp.Counsel O.E.	6-01-20-155-021	$ 3,500.00
Planning Bd S & W	6-01-21-180-010	$ 5,000.00
Zoning Off. S & W	6-01-21-186-010	$ 6,000.00
Housing Insp S&W	6-01-21-187-010	$ 6,000.00
Construction S&W	6-01-22-195-010	$ 37,000.00
Copiers O.E.	6-01-23-213-020	$ 21,500.00
Police Dept. S & W	6-01-25-241-010	$ 450,000.00
Police Dept O.E.	6-01-25-241-021	$ 20,000.00
Emerg Mgmt S&W	6-01-25-252-010	$ 2,000.00
Fire Dept. S & W	6-01-25-266-010	$ 600,000.00
Env. Svcs. Dir.S&W	6-01-26-290-010	$ 22,000.00
Central Garage SW	6-01-26-301-010	$ 30,000.00
Solid Waste S & W	6-01-26-305-010	$ 48,000.00

Temporary Appropriations (Continued)

ACCOUNT	ACCOUNT #	AMOUNT
Solid Waste O.E.	6-01-26-305-021	$ 400,000.00
Hum.Svcs.Dir S&W	6-01-27-330-010	$ 6,000.00
Constit Svcs S&W	6-01-27-333-010	$ 8,500.00
Board of Hlth S&W	6-01-27-332-010	$ 18,000.00
Board of Hlth O.E.	6-01-27-332-021	$ 20,000.00
Rent Control S&W	6-01-27-347-010	$ 4,000.00
Transport. S&W	6-01-27-348-010	$ 4,000.00
Parks S & W	6-01-28-375-010	$ 17,500.00
Public Prop S&W	6-01-28-377-010	$ 41,000.00
Telephone O.E.	6-01-31-440-000	$ 79,800.00
Water & Sewer OE	6-01-31-445-000	$ 34,000.00
Munic Court S&W	6-01-43-490-010	$ 48,000.00
Public Defender SW	6-01-43-495-010	$ 2,100.00
	TOTALS	$ 2,286,500.00
(Outside Caps)		
Public Lib. S&W	6-01-29-390-010	$ 40,000.00
Social Security OE	6-01-36-472-000	$ 75,000.00
	TOTALS	$ 115,000.00
Utility		
Parking Util. S&W	6-31-55-502-100	$ 38,000.00
	TOTALS	$ 38,000.00

MEETING: 15 February 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION RATIFIES THE ACTION OF THE ADMINISTRATION IN THE PUBLIC AUCTION OF ABANDONED VEHICLES HELD ON 3 FEBRUARY 2006

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 3 February 2006 in the Court Room in City Hall, and,

WHEREAS, one (1) bid was received for the bulk sale of twelve (12) cars with a bid of: $ 600.00

WHEREAS, said bidder, Mile Square Towing, 1540 Jefferson Street, Hoboken, NJ 07030, tendered a check in full payment, for the bulk sale, in the amount of Six Hundred Dollars. ($600.00). Said payment was deposited in the City Finance Department for disposition in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

MEETING: 15 February 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Bus.Admin. **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE REPLACEMENT OF THE ROOF OF CITY HALL BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the replacement of the Roof of City Hall for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 06-06.

Vendor	Base Bid	Wood Deck	Repointing	Alternate "A"	Total Bid
East Rutherford Roofing 227 Summer Street East Rutherford, NJ 07073	**$ 109,000**	**$ 5,001.60**	**$ 25,200**	**$ 39,200**	**$ 178,401.60**
Safeway Contracting, Inc. 1087 Prospect Avenue Mountainside, NJ 07092	**$ 112,200**	**$ 4,800.00**	**$ 35,700**	**$ 64,000**	**$ 216,700.00**
Jottan, Inc. 5205 Route 130 Florence, NJ 08518	**$ 143,316**	**$ 12,000.00**	**$ 18,900**	**$ 71,280**	**$ 245,496.00**

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:

East Rutherford Roofing
227 Summer Street
East Rutherford, NJ 07073

Approved:

_____
Joseph Peluso, Director, Envir. Svcs.

Approved to Form:

_____
Joseph S. Sherman, Corp.Counsel

Date: 1 March 2006

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $ 178,401.60 necessary to meet this contract amount for SFY 2006 will be available in the following appropriation, Capital Improvement - City Hall (C-04-55-801-801). These funds will be sufficient to meet the contractual commitment providing for:

Replacement of Roof of City Hall

and awarded to the following vendor:

East Rutherford Roofing
227 Summer Street
East Rutherford, NJ 07073

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Temporary Chief Financial Officer

Date:_____

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION AUTHORIZES AMENDMENTS TO THE SFY 2006 BUDGET INTRODUCED ON 14 SEPTEMBER 2005.

WHEREAS, the local municipal budget for the fiscal year 2006 was approved on the 14th day of September 2005 and

WHEREAS, the public hearing on said budget is currently being held as advertised, and

WHEREAS, it is desired to amend said approved budget, now

THEREFORE BE IT RESOLVED, by the City Council of the City of Hoboken, County of Hudson, that the following amendments to the approved budget of 2006 be made:

Recorded Vote	**Ayes**	(	**Nays**	(
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		(		(
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	From	**To**
EXPLANATORY STATEMENT		
Summary of Current Fund Section of Approved Budget		
(Sheet 3)		
1. Appropriations within "CAPS"	**$ 46,459,797**	**$ 51,048,391**
2. Appropriations excluded from "CAPS"		
a. Municipal Purposes (Items H-2, Sheet 28)	**$ 20,376,437**	**$ 22,253,471**
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)	**$ 20,391,011**	**$ 22,268,045**

4. Total General Appropriations

(Item 9, Sheet 29)	$ 67,032,808	$ 73,498,436
5. Less: Anticipated Revenues (Other than Current Property Tax) (Item 5, Sheet 11)	$ 42,632,232	$ 49,112,434
6(a). Local Tax for Municipal Purposes (Item 6(a), Sheet 11)	$ 24,386,002	$ 24,386,001
6(b). Addition to Local District School Tax (Item 6(b), Sheet)	$ 14,574	$ 0

BUDGET MESSAGE

Cap Calculation 2005 Budget		
Total General Appropriations	$ 71,071,196	$ 70,946,196
Cap Base Adjustment	$ 0	$ (85,102)
Subtotal:	$ 70,946,196	$ 70,861,094
Less Exceptions:		
Total Public & Private Programs	$ 1,019,408	$ 894,408
Total Exceptions	$ 21,989,351	$ 21,864,351
Amount of which "CAP" is applied:	$ 49,081,845	$ 48,996,743
3.5% "CAP" should be 2.5% "CAP"	$ 1,717,865	$ 1,224,919
New Construction Add-on Certification of c68, PL 1976 (Sheet 3b)	$ 900,000	$ 1,324,508
2005 Allowable Appropriations (Sheet 3b)	$ 51,699,710	$ 51,546,170
Fiscal Year In-CAP Appropriations (Sheet 3b)	$ 46,469,797	$ 51,048,391
Amount of In-Cap Appropriations Under CAP Limit (Sheet 3b)	$ 5,225,682	$ 497,778

"In order to comply with statutory and regulatory requirements, the amounts appropriated for certain department functions have been split and their parts appear in several places. Those appropriations which have been split add up as follows:

Police, Salaries & Wages (Sheet 3b)		
Operations Within CAP	$ 12,360,000	$ 13,943,696
Total	$ 12,900,000	$ 14,701,615
Housing Inspections, Salaries & Wages		
Operations Within CAP	$ 117,000	$ 0
Total	$ 170,000	$ 0
Sanitation, Salaries & Wages (Sheet 3b)		
Operations Within CAP	$ 1,332,680	$ 1,476,680
Total	$ 1,450,000	$ 1,594,000
Grants Management, Salaries & Wages		
Operations Within CAP	$ 29,100	$ 70,000
Total	$ 154,100	$ 195,000

ANTICIPATED REVENUES:

1. Surplus Anticipated	**$ 0**	**$ 400,000**
3. Miscellaneous Revenues - Section A: Local Revenues		
Licenses and Fees		
Other (Sheet 4)	**$ 1,373,039**	**$ 373,038**
Interest of Investments & Deposits	**$ 176,201**	**$ 173,519**
1300 Grand Street (Sheet 4)	**$ 475,000**	**$ 0**
1200 Grand Street (Sheet 4a)	**$ 775,000**	**$ 0**
TOTAL SECTION A: Local Revenues (Sheet 4a)	**$ 18,439,984**	**$ 16,138,703**
3. Miscellaneous Revenues – Section B: State Aid		
Without offsetting Appropriations - Consolidated Municipal Property Tax Relief Aid – (Sheet 5)	**$ 10,433,286**	**$ 15,721,336**
3. Miscellaneous Revenues - Section D: Special Revenues		
Hoboken Board of Education - Public	**$ 0**	**$ 90,000**
3. Miscellaneous Revenues - Section F: Special Items		
Summer Food Service Program (Sheet 9)	**$ 0**	**$ 29,000**
COPS in school (Sheet 9a)	**$ 0**	**$ 127,919**
Public Health Priority Funding	**$ 0**	**$ 6,212**
Un-appropriated Reserves:		
Monument Renovation	**$ 0**	**$ 75,000**
Hudson River Waterfront/Castle Point	**$ 0**	**$ 150,000**
Domestic Violence	**$ 0**	**$ 10,000**
Alcohol Rehab Education	**$ 0**	**$ 453**
Drunk Driving Enforcement Fund	**$ 0**	**$ 22,929**
Adult Daycare 2003	**$ 0**	**$ 2,945**
COPS TECH	**$ 0**	**$ 22,921**
NJDOP Roadway – 5th & Clinton	**$ 0**	**$ 32,390**
Office Smart Growth	**$ 0**	**$ 15,000**
Operation New Adventure	**$ 0**	**$ 35,000**
Storm Water Grant	**$ 0**	**$ 15,464**
Cops Tech	**$ 0**	**$ 496,750**
TOTAL SECTION F: Special Items (Sheet 9a)	**$ 312,320**	**$ 1,354,303**
3. Miscellaneous Revenues - Section G: Special Items		
Capital Surplus	**$ 0**	**$ 126,196**
Added Assessments	**$ 900,000**	**$ 1,324,508**
Sale of Municipal Garage	**$ 4,000,000**	**$ 5,000,000**
Anticipated Parking Utility Operating Surplus (Sheet 10)	**$ 4,087,044**	**$ 4,041,899**
Sale of Taxi Licenses	**$ 0**	**$ 1,500,000**
Pilot Payment (1300 Grand St)	**$ 0**	**$ 806,385**
Pilot Payment (1200 Grand St) (Sheet 10a)	**$ 0**	**$ 775,000**

Total Section G: Special Items of General Revenues Anticipated with Prior Written Consent of Director of Local Government Services – Other Special Items (Sheet 10a)	**$ 9,171,744**	**$ 13,758,688**
GENERAL REVENUES		
Summary of Revenues (Sheet 11)		
3. Miscellaneous Revenues:		
Total Section A: Local Revenues	**$ 18,439,984**	**$ 16,138,703**
Total Section B: State Aid w/o Approp.	**$ 12,801,004**	**$ 15,721,336**
Total Section D: Inter-local Municipal	**$ 540,000**	**$ 630,000**
Total Section F: Public & Private Revenues	**$ 312,320**	**$ 1,348,091**
Total Section G: Other Special Items	**$ 9,171,744**	**$ 13,758,688**
Total Miscellaneous Revenues	**$ 42,632,232**	**$ 48,963,998**
5. Subtotal General Revenues:	**$ 42,632,232**	**$ 49,363,998**
6. Amount to be Raised by Taxes for Support of Municipal Budget		
a. Addition to Local School Tax	**$ 14,574**	**$ 0**
Total Amount to be Raised by Taxes	**$ 24,400,576**	**$ 24,386,001**
7. TOTAL GENERAL REVENUES:	**$ 67,032,808**	**$ 73,750,000**
8. GENERAL APPROPRIATIONS:		
(A) Operations within "CAPS"		
Mayor and City Council		
Mayor's Office		
Salary & Wages	**$ 266,900**	**$ 268,000**
Other Expenses	**$ 2,000**	**$ 3,000**
Office of the Clerk		
Other Expenses	**$ 4,000**	**$ 8,000**
DEPARTMENT OF ADMINISTRATION		
Business Administrator's Office		
Salary & Wages	**$ 242,500**	**$ 247,500**
Other Expenses	**$ 53,500**	**$ 103,500**
Purchasing		
Salary & Wages	**$ 100,000**	**$ 132,000**
Other Expenses	**$ 2,500**	**$ 3,500**
Constituent Services		
Salary & Wages	**$ 141,700**	**$ 181,600**
Uniform Construction Code		
Salary & Wages	**$ 700,000**	**$ 730,000**
Other Expenses	**$ 130,000**	**$ 220,000**

Corporation Counsel		
Salary & Wages	**$ 378,800**	**$ 379,800**
Other Expenses-Special Counsel	**$ 700,000**	**$ 650,000**
Revenue and Finance Director		
Salaries & Wages	**$ 124,200**	**$ 254,200**
Other Expenses	**$ 3,500**	**$ 178,500**
Payroll		
Other Expenses	**$ 750**	**$ 1,000**
Tax Collector		
Salary & Wages	**$ 287,500**	**$ 288,000**
Other Expenses	**$ 17,500**	**$ 40,000**
Information Technology		
Other Expenses	**$ 8,500**	**$ 5,000**
Municipal Court		
Salary & Wages	**$ 840,000**	**$ 869,400**
Total Department of Administration (Sheet 14)	**$ 4,827,250**	**$ 5,379,900**
Office of the Tax Assessor		
Other Expenses (Sheet 15)	**$ 18,300**	**$ 23,300**
Total Office of the Tax Assessor	**$ 309,400**	**$ 314,400**
DEPARTMENT OF HUMAN SERVICES		
Director's Office		
Salary & Wages	**$ 144,000**	**$ 149,000**
Rent Leveling		
Salary & Wages	**$ 163,200**	**$ 169,700**
Other Expenses	**$ 8,000**	**$ 53,000**
Housing Inspections		
Salary & Wages	**$ 117,000**	**$ 191,000**
Other Expenses	**$ 750**	**$ 3,500**
Transportation		
Salary & Wages	**$ 221,000**	**$ 245,000**
Board of Health		
Other Expenses	**$ 42,700**	**$ 100,000**
Senior Citizens		
Salary & Wages	**$ 320,000**	**$ 425,000**
Other Expenses	**$ 25,000**	**$ 30,000**
Hispanic Affairs		
Salary & Wages	**$ 45,900**	**$ 15,000**
Total Department of Human Services (Sheet 15a)	**$ 2,536,550**	**$ 2,830,200**

DEPARTMENT OF ENVIRONMENTAL SERVICES

Director's Office		
Salary & Wages	**$ 425,600**	**$ 440,600**
Parks		
Salary & Wages	**$ 560,000**	**$ 543,000**
Other Expenses	**$ 80,000**	**$ 100,000**
Public Property		
Salary & Wages	**$ 680,000**	**$ 740,000**
Other Expenses	**$ 130,000**	**$ 220,000**
Signal & Traffic		
Salary & Wages	**$ 177,000**	**$ 125,000**
Other Expenses	**$ 50,000**	**$ 25,000**
Central Garage		
Salary & Wages	**$ 142,000**	**$ 137,000**
Other Expenses	**$ 195,000**	**$ 200,000**
Sanitation		
Salary & Wages	**$ 1,332,680**	**$ 1,476,680**
Other Expenses	**$ 3,000,000**	**$ 2,924,409**
Total Environmental Services (Sheet 15b)	**$ 6,851,280**	**$ 7,000,689**
DEPARTMENT OF COMMUNITY DEVELOPMENT		
Director's Office		
Other Expenses	**$ 85,000**	**$ 115,000**
Grants Management		
Salary & Wages	**$ 29,100**	**$ 70,000**
Other Expenses	**$ 1,000**	**$ 2,000**
Waterfront Development		
Other Expenses	**$ 75,000**	**$ 55,000**
Zoning Board of Adjustment		
Other Expenses	**$ 50,000**	**$ 75,000**
Redevelopment Planning		
Other Expenses	**$ 500,000**	**$ 100,000**
Total Community Development (Sheet 15c)	**$ 1,032,000**	**$ 708,900**
DEPARTMENT OF PUBLIC SAFETY		
Police Department		
Salary & Wages	**$ 12,360,000**	**$ 13,943,696**
Other Expenses	**$ 274,000**	**$ 370,000**
Fire Department		
Salary & Wages	**$ 11,400,000**	**$ 11,900,000**
Other Expenses	**$ 206,000**	**$ 265,000**
Office of Emergency Management		

Salary & Wages	$ 24,500	$ 20,500
Other Expenses	$ 1,000	$ 5,000
Total Public Safety	$ 24,301,500	$ 26,540,196
UNCLASSIFIED		
Settlement of Claims against City	$ 400,000	$ 0
NJ Right to Know/Safety Officer	$ 15,000	$ 5,000
Engineering	$ 85,000	$ 105,000
Municipal Dues & Membership	$ 8,000	$ 18,000
Celebration of Public Events	$ 100,000	$ 60,000
Gasoline	$ 200,000	$ 265,000
Fuel Oil (Heating)	$ 22,000	$ 40,000
Water & Sewerage	$ 45,000	$ 55,000
Communications	$ 226,500	$ 226,000
Telecommunications	$ 16,000	$ 13,500
Salary Adjustments	$ 0	$ 952,940
Total Unclassified	$ 2,250,292	$ 2,908,732
Total Operations (Items 8(a) Within "CAPS" (Sheet 17)	$ 43,053,472	$46,656,898
(B) Contingent	$ 1,146,578	$ 16,000
Total Operations Including Contingent	$ 44,200,050	$46,672,898
Detail: Salaries & Wages	$ 33,297,680	$35,643,376
Other Expenses (Incl. Contingent)	$ 10,902,370	$11,029,522
8. GENERAL APPROPRIATIONS		
(E) Deferred Charges & Statutory Expenditures Within "CAPS" (Sheet 18)		
Over expenditure of Appropriations	$ 0	$ 160,963
Over expenditure of Appropriation Reserve (2004)	$ 149,747	$ 16,096
Deficit in Operations	$ 0	$ 1,281,744
Over expenditure of Improvement Appro	$ 0	$ 607,676
Over expenditure of Grants Reserved	$ 0	$ 375,935
Subtotal – Deferred Charges (Sheet 18)	$ 899,747	$ 3,192,414
2. Statutory Expenditures: (Sheet 19)		
Social Security System (O.A.S.I.)	$ 1,250,000	$ 1,080,000
Unemployment Compensation	$ 120,000	$ 80,000
Subtotal Statutory Expenditures	$ 1,370,000	$ 1,160,000
Total Deferred Charges & Statutory Expenditures - Municipal within CAPS	$ 2,269,747	$ 4,352,414
(H-1) Total General Appropriations		

Within CAPS	**$ 46,469,797**	**$ 51,245,312**
(A) Operations - Excluded from "CAPS"		
Maintenance of Public Library (PL 1985, c.82)		
Salary & Wages	**$ 700,000**	**$ 732,000**
Other Expenses	**$ 0**	**$ 600,000**
Insurance (N.J.S.A. 40A:4-45.3)		
General Liability	**$ 800,000**	**$ 850,000**
Workers Compensation	**$ 470,000**	**$ 600,000**
Employee Group Health	**$ 10,500,000**	**$ 10,269,000**
Total Other Operations Excluded from "CAP" (Sheet 20)	**$ 15,411,273**	**$ 15,592,273**
(A) Operations - Excluded from "CAPS" (Sheet 22)		
Hoboken Board of Education		
Police Salary & Wages	**$ 0**	**$ 90,000**
Total Inter-local Service Agreements	**$ 540,000**	**$ 630,000**
COPS in School (Police S&W) (Sheet 24)	**$ 0**	**$ 127,919**
State Local Cooperative Housing Inspection Program (Housing Inspect. S&W)	**$ 70,000**	**$ 0**
Un-appropriate Reserves:		
Monument Renovation	**$ 0**	**$ 75,000**
Hudson River Waterfront/Castle Point	**$ 0**	**$ 150,000**
Domestic Violence	**$ 0**	**$ 10,000**
Alcohol Rehab Education	**$ 0**	**$ 453**
Drunk Driving Enforcement Fund	**$ 0**	**$ 22,929**
Adult Daycare 2003	**$ 0**	**$ 2,945**
COPS TECH	**$ 0**	**$ 22,921**
NJDOT Roadway – 5th & Clinton	**$ 0**	**$ 32,390**
Office Smart Growth	**$ 0**	**$ 15,000**
Operation New Adventure	**$ 0**	**$ 35,000**
Storm Water Grant	**$ 0**	**$ 15,464**
Public Health Priority Funding	**$ 0**	**$ 6,212**
Total Public & Private Programs offset by Revenues (Sheet 25)	**$ 341,320**	**$ 787,553**

Total Operations - Excluded "CAPS"	**$ 16,292,593**	**$ 16,663,614**
Detail: (Sheet 25)		
Salaries & Wages	**$ 1,435,000**	**$ 1,074,919**
Other Expenses	**$ 14,857,593**	**$ 15,588,695**
Down payment on improvement	**$ 0**	**$ 570,000**
(C) Capital Improvements	**$ 0**	**$ 570,000**
(D) Municipal Debt Service Excluded from "CAPS"		
Interest on Notes (Sheet 27)	**$ 0**	**$ 172,013**
Underground Storage Tank Loan	**$ 0**	**$ 24,474**
Total Deferred Debt Service (Ex "CAPS" (Sheet 27)	**$ 4,083,844**	**$ 4,280,331**
(E) (1) Deferred Charges – 5 yr Master Plan	**$ 0**	**$ 70,000**
Over expenditure of grant Reserve (Sheet 28)	**$ 0**	**$ 496,750**
(F) Judgments	**$ 0**	**$ 130,000**
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS" (Sheet 28)	**$ 20,346,437**	**$ 22,556,907**
(O) Total General Appropriations - Excluded from "CAPS" (Sheet 29)	**$ 20,391,011**	**$ 22,571,481**
(L) Subtotal General Appropriations (Items (H-1) and (O))	**$ 66,850,808**	**$ 73,574,212**
9. TOTAL GENERAL APPROPRIATIONS (Sheet 29)	**$ 67,032,808**	**$ 73,756,212**
(H-1) Total General Appropriations for Municipal Purposes within (CAPS) (Sheet 30)	**$ 46,459,797**	**$ 51,002,731**
(A) Other Operations (Sheet 30)	**$ 15,411,273**	**$ 15,592,273**
Total Operations - Excluded from "CAPS" (Sheet 30)	**$ 16,292,593**	**$ 17,009,826**
TOTAL GENERAL APPROPRIATIONS (Sheet 30)	**$ 67,042,808**	**$ 73,756,212**

PARKING UTILITY (Sheet 34)
10. Dedicated Revenues From Parking Utility

Operating Surplus	**$ 0**	**$ 568,000**
Total Surplus Anticipated	**$ 0**	**$ 568,000**
Parking Fees – Continuing Operations	**$ 7,744,000**	**$ 7,450,000**
Parking Fees – Midtown Garage	**$ 1,985,000**	**$ 1,925,000**
Parking Fees – 916 Garden	**$ 700,000**	**$ 680,000**
Permits	**$ 495,000**	**$ 470,000**
Coupons	**$ 350,000**	**$ 145,000**
Miscellaneous	**$ 5,000**	**$ 3,000**
Interest on Investments	**$ 60,000**	**$ 59,000**

11. Appropriations Parking Utility (Sheet 35)

Operating:		
Salaries & Wages	**$ 1,370,970**	**$ 1,446,790**
Other Expenses	**$ 2,773,641**	**$ 2,372,864**
Deficit in Operations	**$ 100,709**	**$ 345,611**
Surplus (General Budget)	**$ 4,087,044**	**$ 4,041,889**
TOTAL PARKING UTILITY APPROPRIA	**$ 11,339,000**	**$ 11,300,000**

BE IT FURTHER RESOLVED, that three (3) certified copies of this resolution be filed with the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 1st day of March 2006.

James J. Farina, City Clerk _____

Meeting of: 1 March 2006

APPROVED: **APPROVED AS TO FORM**

_____ **_____**

Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1012-1022 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN.

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1012-1022 Grand Street (Block 150, Lots 1 and 2 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group, LLC and Frank Raia with respect to certain properties including the property located at 1012-1022 Grand Street; and

WHEREAS, on May 19, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1012-1022 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

1. The property known as 1012-1022 Grand Street, Hoboken, New Jersey, designated as Block 150, Lots 1 and 2 on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 150 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and

amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the Property for fair market value plus all costs and expenses and to convey the Property to Block 150 Development, LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the Property is not used for such purpose, title to the Property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Approved:

_____
Fred M. Bado, Director
Community Development

Meeting: March 1, 2006

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1032-1040 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN.

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1032-1040 Grand Street (Block 150, Lot 3 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group, LLC and Frank Raia with respect to certain properties including the property located at 1032-1040 Grand Street; and

WHEREAS, on May 19, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1032-1040 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

1. The property known as 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3 on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 150 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and

amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the Property for fair market value plus all costs and expenses and to convey the Property to Block 150 Development, LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the Property is not used for such purpose, title to the Property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Approved:

_____
Fred M. Bado, Director,
Community Development

Meeting: March 1, 2006

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $3,309.00 necessary to meet this contract amount is available in the SFY 2006 Budget, in the following appropriation, Parking Utility Other Expense - 6-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS DEPOSITS FOR VEHICLE AVI CARDS USED IN THE MUNICIPAL GARAGES OF THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Three Thousand Three Hundred Nine Dollars ($3,309.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

Meeting: 1 March 2006

APPROVED:	**APPROVED AS TO FORM:**
_____	_____
Richard England, Business Admin	**Joseph Sherman, Corporation Counsel**

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $2,688.00 necessary to meet this contract amount is available in the SFY 2006 Budget, in the following appropriation, Parking Utility Other Expense - 6-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of Erroneous Booting charges and Dismissed Tows

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Six Hundred Eighty-Eight Dollars ($2,688.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

Meeting: 1 March 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Admin **Joseph Sherman, Corporation Counsel**

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Inside Caps)	ACCOUNT #	AMOUNT
Personnel S & W	6-01-20-105-010	$ 7,500.00
Mayor's Office SW	6-01-20-110-010	$ 11,000.00
Mayor's Office OE	6-01-20-110-021	$ 1,000.00
City Council S&W	6-01-20-111-010	$ 7,000.00
Business Ad. S&W	6-01-20-112-010	$ 11,000.00
Business Ad. O.E.	6-01-20-112-021	$ 5,000.00
Purchasing S & W	6-01-20-114-010	$ 8,000.00
Grants Mgmt S&W	6-01-20-116-010	$ 7,000.00
Grants Mgmt OE	6-01-20-116-021	$ 1,000.00
City Clerk S & W	6-01-20-120-010	$ 13,000.00
City Clerk O.E.	6-01-20-120-021	$ 2,000.00
Finance Super S&W	6-01-20-130-010	$ 8,000.00
Payroll S & W	6-01-20-132-010	$ 4,000.00
Tax Collector S&W	6-01-20-145-010	$ 11,000.00
Info Tech S & W	6-01-20-147-010	$ 3,000.00
Assessor's S & W	6-01-20-150-010	$ 11,000.00
Corp.Counsel S&W	6-01-20-155-010	$ 15,000.00
Planning Bd S & W	6-01-21-180-010	$ 3,500.00
Zoning Off. S & W	6-01-21-186-010	$ 5,000.00
Housing Insp S&W	6-01-21-187-010	$ 7,000.00
Housing Insp O.E.	6-01-21-187-021	$ 1,000.00
Construction S&W	6-01-22-195-010	$ 26,000.00
Unempl Insurnc OE	6-01-23-225-020	$ 9,000.00
Police Dept. S & W	6-01-25-241-010	$ 650,000.00
Police Dept O.E.	6-01-25-241-021	$ 40,000.00
Emerg Mgmt S&W	6-01-25-252-010	$ 1,000.00
Fire Dept. S & W	6-01-25-266-010	$ 410,000.00
Env. Svcs. Dir.S&W	6-01-26-290-010	$ 18,000.00
Solid Waste S & W	6-01-26-305-010	$ 70,000.00
Hum.Svcs.Dir S&W	6-01-27-330-010	$ 5,000.00

Temporary Appropriations (Continued)

ACCOUNT	ACCOUNT #	AMOUNT
Constit Svcs S&W	6-01-27-333-010	$ 8,000.00
Board of Hlth S&W	6-01-27-332-010	$ 14,000.00
Board of Hlth O.E.	6-01-27-332-021	$ 10,000.00
Senior Citizens SW	6-01-27-336-010	$ 19,000.00
Rent Control S&W	6-01-27-347-010	$ 6,500.00
Transport. S&W	6-01-27-348-010	$ 9,000.00
Recreation O.E.	6-01-28-370-021	$ 35,000.00
Parks S & W	6-01-28-375-010	$ 25,000.00
Parks O.E.	6-01-28-375-021	$ 16,800.00
Public Prop S&W	6-01-28-377-010	$ 28,000.00
Public Prop O.E.	6-01-28-377-021	$ 20,000.00
Electricity O.E.	6-01-31-430-000	$ 55,000.00
Street Lights O.E.	6-01-31-435-000	$ 55,000.00
Fuel Oil O.E.	6-01-31-447-000	$ 10,000.00
Telecomm. O.E.	6-01-31-450-000	$ 4,000.00
Munic Court S&W	6-01-43-490-010	$ 35,000.00
Public Defender SW	6-01-43-495-010	$ 2,500.00
	TOTALS	$ 1,723,800.00
(Outside Caps)		
Public Lib. S&W	6-01-29-390-010	$ 28,000.00
	TOTALS	$ 28,000.00
Utility		
Parking Util. S&W	6-31-55-502-100	$ 60,000.00
	TOTALS	$ 60,000.00

MEETING: 1 March 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

ANSELL ZARO GRIMM & AARON

DAVID K. ANSELL
FELLOW, AMERICAN ACADEMY
OF MATRIMONIAL LAWYERS
RICHARD B. ANSELL
CERTIFIED BY THE SUPREME COURT OF
NEW JERSEY AS A CIVIL TRIAL ATTORNEY
JEROLD L. ZARO
N.J. & N.Y. BAR
PETER S. FALVO, JR.
JAMES G. AARON
PETER B. GRIMM
MITCHELL J. ANSELL
DONNA L. MAUL
BRIAN E. ANSELL
RICK BRODSKY
N.J. & N.Y. BAR
ALLISON ANSELL RYAN
N.J. & MASS. BAR
MICHAEL V. BENEDETTO
N.J. & PA. BAR
STEVEN J. BRODMAN
GEORGE G. WHITMORE
LAWRENCE H. SHAPIRO
N.J. & PA. BAR
EDWARD J. AHEARN
N.J. & PA. BAR

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REPLY TO NEWARK

OF COUNSEL
GORDON N. LITWIN
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MILTON M. ABRAMOFF
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FREDERICK C. RAFFETTO
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KRISTINE M. BERGMAN
N.J. & PA. BAR
JENNIFER S. KRIMKO
JASON S. KLEIN
N.J. & N.Y. BAR
ANDREW J. PROVENCE
N.J. & N.Y. BAR
BARRY M. CAPP
N.J., N.Y. & D.C. BAR
DOUGLAS A. DAVIE
N.J. & N.Y. BAR
GREG S. GARGULINSKI
N.J. & N.Y. BAR

LEON ANSCHELEWITZ (1929-1986)
MAX M. BARR (1929-1993)

March 14, 2006

Mr. Fred Bado - via fax -
Director of Community Development
City of Hoboken
Newark & Washington Streets
Hoboken, NJ 07030

Re: Public Works Garage Site, Block 1, Lot 1, Observer Highway, Hoboken, NJ

Dear Fred:

Pursuant to your request, I am enclosing herewith a proposed Resolution authorizing notification of the Hudson County Improvement Authority of the intention of the City of Hoboken to reacquire the Public Works Garage Site (Block 1, Lot 1).

Please note I do not have the date of the agreement with HCIA and that must be inserted into the Resolution.

Kindly review same and if you have any questions, please let me know.

Sincerely yours,

Gordon N. Litwin

GNL;baf
cc: Joseph Sherman, Esq./email
enclosure

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION DESIGNATING DEPOSITORIES FOR THE CITY OF HOBOKEN FUNDS

WHEREAS, the following were by resolution heretofore adopted by the governing body of the City of Hoboken designated as legal depositories of said City of Hoboken for SFY 2006:

Bank of America	Chase Manhattan Bank
Citi Bank	Commerce Bank
First Union Bank	Haven Savings Bank
Hudson United Bank	Independence Bank
Midlantic Bank	North Folk
Provident Savings Bank	PNC Bank
Ramapoo Saving	Statewide Savings Bank
Wachovia Bank	Washington Mutual

Now, therefore, be it

RESOLVED, that said legally designated depositories be and they are hereby requested, authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the corporate name of the City of Hoboken, including those payable to the individual order of any person or persons whose names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature or signatures of any of the following:

David Roberts, Mayor
George DeStefano, CMFO
Louis Picardo, Tax Collector
Richard England, Interim Business Administrator

and, be it further -

RESOLVED, that said legal depositories as above stated shall be entitled to honor and charge to the specified accounts of the City of Hoboken such checks, drafts, or other regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto if such signature or signatures resemble the facsimile specimens duly certified to or filed with the depositories; and, be it further –

RESOLVED, that all previous authorizations for the signing and honoring of checks, drafts, and other orders for the payment of money drawn on said City of Hoboken and signed by

David Roberts, Mayor
George DeStefano, CMFO
Louis Picardo, Tax Collector
Richard England, Interim Business Administrator

are hereby ratified and confirmed and are hereby continued in full force and effect as amplified hereby; and, be it further –

RESOLVED, that all previous authorization for the signing and honoring of checks, drafts and other orders for the payment of money drawn on said City of Hoboken are hereby continued in full force and effect as amplified hereby; and, be it further –

RESOLVED, that the banks mentioned in the first paragraph hereof be furnished with a certified copy of this resolution.

MEETING: March 15, 2006

APPROVED TO FORM: _____
Joseph Sherman
Corporation Counsel

Department Director: _____
Richard England
Interim Business Administrator

Sponsored by_____

Seconded by_____

A RESOLUTION AUTHORIZING THE MAYOR AND/OR HIS DESIGNEE TO ENTER INTO A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TREASURY, DIVISION OF ADMINISTRATION FOR THE PURCHASE OF EQUIPMENT FOR THE HOBOKEN FIRE DEPARTMENT

Resolution No:_____

WHEREAS, the Mayor of the City of Hoboken has received a grant award notice from the State of New Jersey Department of Treasury, Division of Administration for FY06 funds in the amount of $35,000 for the purchase of safety and emergency equipment for the Hoboken Fire Department, **and**

WHEREAS, the purpose of this grant is to fund necessary equipment purchases as outlined within the grant proposal and in accordance with the requirements of grant agreement conditions, **now, therefore, be it –**

RESOLVED, by the Mayor and the Council of the City of Hoboken, that the governing body does hereby accept this grant award in the amount of $35,000 to fund purchases of safety and emergency equipment to enhance the preparedness of the Hoboken Fire Department as outlined within the grant proposal; **and be it further—**

RESOLVED, that the Mayor of the City of Hoboken and/or his designee be hereby authorized to execute a Grant Agreement and accept the Terms and Conditions of said Grant Agreement on behalf of the City of Hoboken.

Meeting Date: March 15, 2006

Department of Business Administration

_____
Richard England, Interim Business Administrator

Approved to form:

_____
Corporation Counsel

RESOLUTION

AUTHORIZING NOTIFICATION TO THE HUDSON COUNTY IMPROVEMENT AUTHORITY OF THE INTENTION OF THE CITY OF HOBOKEN TO REACQUIRE THE PUBLIC WORKS GARAGE SITE (BLOCK 1, LOT 1)

WHEREAS, the City of Hoboken entered into a Sale and Lease Agreement with the Hudson County Improvement Authority (HCIA), dated _____, 2005, under which title to the Public Works Garage Site, designated as Block 1, Lot 1 on the Tax Map of the City of Hoboken, was transferred to HCIA, conditioned upon an option held by the City of Hoboken to repurchase the Site or cause same to be sold directly to a third party; and

WHEREAS, in order to exercise this option under the Sale and Lease Agreement, the City of Hoboken must provide at least 60 days written notice of its intention to exercise same; and

WHEREAS, on January 19, 2006, the City Council by Resolution 06-263 authorized the preliminary investigation of the Public Works Garage Site to determine if same is an area in need of redevelopment and on February 7, 2006 authorized a planner to do a preliminary study of the proposed area, all pursuant to the provisions of N.J.S.A. 40 A:12A-1 et seq, the Local Redevelopment and Housing Law; and

WHEREAS, in furtherance of and contingent upon the pending redevelopment of the Public Works Garage Site, it is timely and advisable for the City of Hoboken to send notice of its intention to exercise this option under the Sale and Lease Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the Mayor of the City of Hoboken, or his designee, be and is authorized to send, pursuant to the Sale and Lease Agreement, written notice to the HCIA, in a form acceptable to counsel for the City, of the City's intent to repurchase Block 1, Lot 1 in the City of Hoboken, or cause same to be sold directly by HCIA to a third party on behalf of the City, contingent upon the City adopting a redevelopment plan including said property and subsequently entering into a redeveloper's agreement and a contract for sale for said property to a third party, all pursuant to applicable law.

2. That this Resolution shall be effective immediately.

Sponsored by:_____

Seconded by:_____

RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE FOR 1108 PARK AVENUE, UNIT #1, HOBOKEN, NEW JERSEY

WHEREAS, the City of Hoboken, acting as a mortgagee through the Department of Community Development, (formerly known as the Department of Planning and Community Development), entered into a Mortgage on November 14, 1988 with William and Cynthia Smith for improvements to their property located at 1108 Park Avenue, Unit #1R, Hoboken, New Jersey 07030; and

WHEREAS, the Department of Community Development of the City of Hoboken has review the request to discharge the above mentioned Mortgage in that the obligations of the program agreements have been met and the loan is paid in full;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of Hoboken or his designee is hereby authorized to execute the Discharge of Mortgage on said property at 1108 Park Avenue, Unit #1R, and be it –

FURTHER RESOLVED, that the City Clerk of the City of Hoboken is hereby authorized to attest the same and affix the Seal of the City of Hoboken thereto.

Meeting Date: March 15, 2006

Department of Community Development

_____
Fred M. Bado, Director

Approved to form:

_____
Corporation Counsel

Introduced by: _____

Seconded by: _____

RESOLUTION

CITY OF HOBOKEN

RESOLUTION AUTHORIZING A CONTRACT WITH THE HOBOKEN POLICE DEPARTMENT AND ADMIT SERVICES INC.

WHEREAS, Admit Computer Services ("Admit") is the existing computer aided dispatch and information systems vendor; and

WHEREAS, the Hoboken Police Department is currently using Admit's old version of its software, and Admit and the Police Department seek to upgrade to a current version, in order to update data conversion, customize programming, provide training and an implementation schedule; and

WHEREAS, the total project cost is $10,000.00 (ten thousand dollars), under the bid threshold requirements delineated in N.J.S.A. 40:A-11-3

NOW, THEREFORE BE IT RESOLVED by the Hoboken City Council that the above recitals are incorporated herein as though fully set forth at length; and

BE IT FURTHER RESOLVED that the City Council hereby authorizes the Mayor or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution; and

BE IT FURTHER RESOLVED that the Mayor, or his designee is hereby authorized to execute an agreement for the above referenced goods and/or services based upon the following information:

Admit Computer Services, Inc.
500 Bi-Country Blvd.
Suite 122
Farmingdale, N.Y. 11735

MEETING: March 15, 2006

APPROVED TO FORM :_____
Joseph Sherman
Corporation Counsel

APPROVED TO FORM: _____
Richard F. England
Interim Business Administrator

Department Director: _____
Carmen Labruno
Hoboken Chief of Police

Introduced by: _____

Seconded by: _____

RESOLUTION

CITY OF HOBOKEN

RESOLUTION SUPPORTING UNITED STATES SENATOR ROBERT MENENDEZ BLOCKING FOREIGN GOVERNMENTS FROM CONTROLLING UNITED STATES PORT OPERATIONS

WHEREAS, the United States of America, and the City of Hoboken particularly, have suffered great losses as a result of foreign terrorism on the United States soil: and

WHEREAS, the City of Hoboken pays tribute to the memory of the sons and daughters who perished on September 11, 2001 as a result of such terrorism by way of its memorial to them and the services held thereat: and

WHEREAS, the Mayor and Council do not wish the deaths of its residents to have been in vain: and

WHEREAS, Dubai Ports World has announced plans to buy P & O Ports, the company that runs commercial operation at ports in New York, New Jersey, Baltimore, New Orleans, Miami and Philadelphia. The transaction was reviewed and approved by the Committee on Foreign Investment in the United States (CFIUS), a committee made up of the representatives of different federal departments and agencies: and

WHEREAS, since that approval, however, numerous questions have been raised about the quality of that review and the prospect of a company owned by a foreign government controlling operations of U.S. ports. Only 5 percent of containers that enter the United States through ports are actually inspected, despite repeated warnings by security experts that ports are a prime target for terrorist attacks: and

NOW, THEREFORE BE IT RESOLVED by the Mayor and the Council of the City of Hoboken that turning over port operations to a company owned by the United Arab Emirates is an affront to every resident of Hoboken and a forsaking of the memory of those who were murdered on a September 11th morning less than five years ago: and

BE IT FURTHER RESOLVED that the Mayor and Council of the City of Hoboken fully support Senator Robert Menendez's efforts to enact legislation to preclude the turn over of port operations to a foreign controlled entity: and

BE IT FURTHER RESOLVED that a copy of this resolution be distributed to every municipality in New Jersey to show support for protection of New Jersey families and respect to those who died at the hands of foreign terrorists.

MEETING: March 15, 2006

APPROVED TO FORM: _____

Joseph Sherman
Corporation Counsel

Introduced by: _____

Seconded by: _____

RESOLUTION

CITY OF HOBOKEN

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE HOBOKEN POLICE DEPARTMENT AND THE MISSION CRITICAL, INC.

WHEREAS, The Federal Communications Commission ("FCC"), has ordered re-banding/reconfiguration of public safety/police radio bands due to interference caused by radio operated by Nextel; and

WHEREAS, Nextel is required to provide comparable facilities and comparable radio coverage; and

WHEREAS, Mission Critical Group, Inc. ("MCG"), has unique experience in negotiating and coordinating the necessary reconfiguration of the Police Department radio bands; and

WHEREAS, it is anticipated that all costs associated with the re-banding will be reimbursed by Nextel, the actual extent of the reimbursement will not be known until after the negotiation phase; and

WHEREAS, the project will be implemented in four phases, including:

1. Initial planning services to assess Hoboken's re-banding status to date;
2. Planning Phase- Services as needed to develop re-banding plan;
3. Negotiate agreement with Nextel;
4. Implement plan; and

WHEREAS, the above listed services will be provided for a sum not to exceed $41,305.00 (forty-one thousand, three hundred five dollars); and

WHEREAS, a contract of this type is in accord with N.J.S.A. 40A:11-5(i)

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above referenced goods and/or services based upon the following information:

   Mission Critical Group, Inc.
   P.O Box 6120
   East Brunswick, N.J. 08816-6120

MEETING: March 15, 2006

APPROVED TO FORM: _____
Joseph S. Sherman, Corporation Counsel

APPROVED: _____
Richard F. England, Business Administrator

Department Director: _____
Carmen LaBruno, Police Chief

A RESOLUTION APPOINTING
FUND COMMISSIONER AND ALTERNATE FUND COMMISSIONER
FOR THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the City of Hoboken is a member of the Garden State Municipal Joint Insurance Fund; and

WHEREAS, it is required for the City of Hoboken to have representation on the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED on this 15th day of March, 2006 by the City Council of the City of Hoboken, County of Hudson, State of New Jersey that:

1. Michael J. Korman is hereby appointed as Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners.

2. Richard F. England is hereby appointed as Alternate Fund Commissioner representing the City of Hoboken on the Garden State Municipal Joint Insurance Fund Board of Commissioners.

I do hereby certify that the foregoing is a true copy of a resolution passed by the City Council of the City of Hoboken at a meeting held on the 15th day of March, 2006.

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

_____
Richard F. England, Business Administrator

Meeting: March 15, 2006

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XIII
Traffic Signals

190-25 Installation of traffic signals.

Section 1: The ordinance is hereby amended to add the following as a signalized intersection:

Intersection Name	**Type**
Hudson Place and River Street	Automated

Section 3: This ordinance shall be a part of the Administrative Code of the City of Hoboken as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 5: This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Meeting Date: March 15, 2006

_____
Approved as to legal form
Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNSEL
CITY OF HOBOKEN

WHEREAS, the Hoboken City Council is committed to open and transparent government, and wishes to continue to make the government of the City of Hoboken a model of openness and transparency; and

WHEREAS, the Council has learned of the recent introduction of Senate Bill No. 1219 in the New Jersey State Legislature, which would make several necessary and beneficial reforms to the Open Public Meetings Act and the Open Public Records Act; and

WHEREAS, the Council fully supports S.1219;

NOW, THEREFORE BE IT RESOLVED that the Hoboken City Clerk shall transmit a copy of this Resolution to the Governor of the State of New Jersey, urging him to support S.1219 and work to enact it into law; and it is further

RESOLVED, that the City Clerk shall transmit copies of this Resolution to the City's three representatives in the New Jersey Legislature, and ask our State Senator to cosponsor S.1219 and our Assembly representatives to introduce identical legislation in their legislative body; and it is further

RESOLVED, that the City Clerk shall transmit copies of this Resolution to the governing bodies of each municipality in Hudson County and to the Hudson county Board of Chosen Freeholders, urging them to share Hoboken's commitment to open, accessible and transparent government.

MEETING: March 15, 2006

APPROVED:

_____
Richard England
Business Administrator

APPROVED TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Sponsored By:_____

Seconded By:_____

CITY OF HOBOKEN RESOLUTION NO._____

RESOLUTION AUTHORIZING THE CIVIC ASSOCIATION FOR THE PUERTO RICAN DAY PARADE TO CONDUCT ITS 10TH ANNUAL LATIN CULTURAL FESTIVAL AND PARADE

WHEREAS, The Civic Association for the Puerto Rican Day Parade, with a mailing address of P.O. Box 6045, Hoboken, New Jersey has requested permission to conduct their annual Latin Cultural Festival and Parade for three consecutive days starting on Thursday, July 6, 2006 through and inclusive to Sunday, July 9, 2006 with a rain date of July 13, 14, 15 and 16, 2006; and

WHEREAS, The Civic Association for the Puerto Rican Day Parade has indicated its requirements to successfully conduct the Festival as follows:

WHEREAS, That the Signal & Traffic Division prepare the necessary Traffic regulations:

1. To have a parade on Sunday, July 9, 2006 through the streets of Hoboken to assembly on 1st Street in front of City Hall at 1:00 pm and proceed up Washington Street to 11th Street onto Sinatra Drive into Castle Point Park at 8th Street.
2. To erect a bandstand on Sinatra Drive and 8th Street at Castle Point Park July 7, 8 and 9, 2006 and set up a sound system in front of City Hall on July 9th.
3. To have electrical illumination along Sinatra Drive and Castle Point Park.
4. To erect concession stands for vendors of food, novelties, games and rides along Sinatra Drive and Castle Point Park.
5. To have music on the bandstand at Castle Point Park.
6. To close streets to traffic along Sinatra Drive between 4th Street and 11th Street, on the following days and hours:

   Thursday, July 6th from 10 am to 4:30 pm for the setup of rides, Friday, July 7th from 10 am to 11 pm, Saturday, July 8th from 12 pm to 11 pm and Sunday, July 9th from 12 pm to 11 pm.

7. To have the streets cleared of all vehicles and traffic.
8. To maintain two lanes of traffic with a minimum of 12 feet for each lane of travel when streets are to be open to traffic.
9. To have the streets cleared of all parked cars on Thursday, July 6th at 8:00 am through 4:30 pm so that they may set up trailers, erect rides and set up vendor booths and on Friday, July 7th at 8 am to 5:00 pm for vendor set up before the festival begins.

WHEREAS, The City Council of the City of Hoboken endorses this program provided The Association for the Puerto Rican Day Parade secure all the necessary permits, licenses and insurance in a form to be approved by Corporation Counsel;

NOW THEREFORE, BE IT RESOLVED, The Council for the City of Hoboken agrees to allow The Association for the Puerto Rican Day Parade permission to conduct its annual Latin Cultural Festival and Parade.

Approved As to Form:

_____ _____

City Clerk Corporation Counsel

Meeting Date:
March 15, 2006

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Inside Caps)	ACCOUNT #	AMOUNT
Personnel S & W	6-01-20-105-010	$ 15,100.00
Mayor's Office SW	6-01-20-110-010	$ 20,600.00
City Council S&W	6-01-20-111-010	$ 15,100.00
Business Ad. S&W	6-01-20-112-010	$ 20,000.00
A.B.C. Board S&W	6-01-20-113-010	$ 300.00
Purchasing S & W	6-01-20-114-010	$ 38,000.00
Grants Mgmt S&W	6-01-20-116-010	$ 14,000.00
City Clerk S & W	6-01-20-120-010	$ 26,000.00
Finance Super S&W	6-01-20-130-010	$ 17,000.00
Finance Super O.E.	6-01-20-130-021	$ 30,000.00
Payroll S & W	6-01-20-132-010	$ 5,000.00
Tax Collector S&W	6-01-20-145-010	$ 39,500.00
Info Tech S & W	6-01-20-147-010	$ 2,500.00
Assessor's S & W	6-01-20-150-010	$ 22,500.00
Corp.Counsel S&W	6-01-20-155-010	$ 30,000.00
Planning Bd S & W	6-01-21-180-010	$ 6,500.00
Zoning Off. S & W	6-01-21-186-010	$ 10,500.00
Housing Insp S&W	6-01-21-187-010	$ 13,000.00
Construction S&W	6-01-22-195-010	$ 46,500.00
Police Dept. S & W	6-01-25-241-010	$ 1,060,000.00
Fire Dept. S & W	6-01-25-266-010	$ 900,000.00
Env. Svcs. Dir.S&W	6-01-26-290-010	$ 42,000.00
Solid Waste S & W	6-01-26-305-010	$ 146,000.00
Solid Waste O.E.	6-01-26-305-021	$ 400,000.00
Hum.Svcs.Dir S&W	6-01-27-330-010	$ 11,000.00
Constit Svcs S&W	6-01-27-333-010	$ 13,000.00
Board of Hlth S&W	6-01-27-332-010	$ 34,000.00
Senior Citizens SW	6-01-27-336-010	$ 20,000.00
Rent Control S&W	6-01-27-347-010	$ 13,000.00
Transport. S&W	6-01-27-348-010	$ 19,000.00
Parks S & W	6-01-28-375-010	$ 54,000.00
Public Prop S&W	6-01-28-377-010	$ 55,000.00
Munic Court S&W	6-01-43-490-010	$ 62,000.00

Temporary Appropriations (Continued)

3/01/06

ACCOUNT	ACCOUNT #	AMOUNT
Public Defender SW	6-01-43-495-010	$ 4,100.00
	TOTALS	$ 3,191,200.00
(Outside Caps)		
Public Lib. S&W	6-01-29-390-010	$ 54,000.00
Public Health Prio	6-01-40-700-018	$ 6,100.00
Green Acres Pay	6-01-45-940-001	$ 6,025.00
	TOTALS	$ 66,125.00
Utility		
Parking Util. S&W	6-31-55-502-100	$ 170,000.00
	TOTALS	$ 170,000.00

MEETING: 15 March 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION DESIGNATING THE PUBLIC WORKS GARAGE SITE AS AN AREA IN NEED OF REDEVELOPMENT
 # __-__

WHEREAS, by Resolution 06-263 and pursuant to the Local Redevelopment and Housing Law, N.J.SA. 40A:12A-1 et seq. (the "Redevelopment Law"), the City Council of the City of Hoboken directed the Planning Board of the City of Hoboken to conduct a preliminary investigation and public hearing to determine whether the property described as Block 1, Lots 1, 11, 12, 13 and 14 on the Tax Map of the City (and commonly known as "the Public Works Garage Site") is an area in need of redevelopment in accordance with the N.J.S.A. 40A:12A-6; and

WHEREAS, the Planning Board, following an initial review of the proposed area for redevelopment and the attached map prepared for said purposes showing the boundaries of the proposed redevelopment area, adopted said map pursuant to N.J.S.A. 40A:12A-6(b)(1); and

WHEREAS, as required by N.J.S.A. 40A:12A-6, the Planning Board held a special meeting and public hearing on Monday, March 20, 2006, to determine whether the Public Works Garage Site is an area in need of redevelopment in accordance with the Redevelopment Law and thereupon, duly adopted a resolution recommending that the Public Works Garage Site be designated as an area in need of redevelopment; and

WHEREAS, the City Council has considered the recommendation of the Planning Board and the Redevelopment Area Study for the Public Works Garage Site prepared by Phillips Preiss Shapiro Associates, Inc., planning consultants, dated February, 2006 ("the Study"); and

WHEREAS, the City Council has considered the presentation of Paul Phillips, a principal of Phillips Preiss Shapiro Associates, Inc., who prepared said Study.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The City Council finds as follows:
   a. The study area consists of the City of Hoboken municipal garage complex ("Lot 1") and a privately-owned parking lot ("Lots 11-14"), and is improved by a single story garage and extensive paved open areas;
   b. The remainder of the block in which the study area is located and the immediately adjacent blocks to the east, north and northwest of the study area have been developed with relatively high-density residential development, including residential towers up to fifteen stories in height;

c. The study area is potentially valuable and useful to contributing to and serving the public welfare but is presently unproductive due to its existing conditions, improvements and uses. As found in the Study, the study area has a very low improvement-to-land ratio (0.2:1), which is indicative of considerable underutilization. In contrast, the improvement-to-land ratio of the residential properties on the remainder of the block of the study area (an average of 4.3:1) and surrounding blocks (ranging, on average, from 6.7:1 to 12.2:1), have a much higher improvement-to-land ratio, which is further indicative of the study area's unproductive condition and potential value and usefulness to the public welfare.

d. The municipal garage complex on Lot 1 is a deleterious land use that is detrimental to the safety, health and welfare of the community, particularly given the density of residential units in the immediate vicinity of the study area. As found in the Study, Lot 1 is actively utilized fifteen hours per day, seven days a week. During that time, there are active truck movements on, off and throughout the property, generating noise, pollution and adverse visual impacts on the surrounding residential community. The municipal garage complex is incompatible with the adjacent residential buildings from a traffic impact standpoint. Lot 1 lacks sufficient space for employee parking, which results in extensive parking of private vehicles on the sidewalks of Willow Avenue. Moreover, the active outdoor storage of vehicle, equipment, materials, including bulk items, recyclables and hazardous materials, occurring on Lot 1 is no longer an appropriate use within a residential neighborhood.

e. The area consisting of Lots 11-14 is used as an off-site surface parking lot, which, given the scarcity of vacant land in Hoboken, is not a productive use and is further inconsistent with the zoning ordinance and the 2005 Master Plan.

2. The City Council further adopts the findings of the Planning Board and the Study as follows:

> It is the finding of this study that the prevalent condition within the study area is one of "an area in need of redevelopment." All of the properties evaluated meet the statutory criteria for same.

3. Accordingly, the City Council finds that the Block 1, Lot 1 of the Public Works Garage Site meets the criteria set forth in N.J.S.A. 40A:12A-5 for the designation of an area for redevelopment, including the following:

a. Areas with building or improvements which, by reason of dilapidation, obsolescence, overcrowding, fault arrangements or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals or welfare of the community, N.J.S.A. 40A:12A-5(d), and

b. A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare, N.J.S.A. 40A:12A-5(e).

4. The City Council also finds that the Block 1, Lots 11, 12, 13 and 14 of the Public Works Garage Site meet the criteria set forth in N.J.S.A. 40A:12A-5 for the designation of an area for redevelopment, including the following:

a. A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare, N.J.S.A. 40A:12A-5(e).

5. Therefore, the City Council determines that the Public Works Garage Site, as described in the attached map, should be and hereby is designated to be an area in need of redevelopment, as provided in N.J.S.A. 40A:12A-5.

6. The City Clerk shall forthwith transmit a copy of this resolution to the Commissioner of Community Affairs, in accordance with N.J.S.A. 40A:12A-6.

7. Within ten (10) days of the adoption of this resolution, the City Clerk shall further serve a notice of the determination of the City Council to designate the Public Works Garage Site as an area in need of redevelopment upon each person, if any, who filed a written objection thereto and supplied an address to which such notice can be sent.

Special Meeting: March 27, 2006

APPROVED:	APPROVED as to Form:
_____	_____
Fred M. Bado, Director of Community Development	Joseph S. Sherman, Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION AWARDING A CONTRACT TO PHILLIPS PREISS SHAPIRO ASSOCIATES, INC. FOR PREPARATION OF REDEVELOPMENT PLAN FOR THE PUBLIC WORK GARAGE SITE
 # _____

WHEREAS, by Resolution # ____, at a Special Meeting on March 27, 2006, the City Council of the City of Hoboken designated the property described as Block 1, Lots 1, 11, 12, 13 and 14 on the Tax Map of the City (and commonly known as "the Public Works Garage Site") as an area in need of redevelopment in accordance with N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, the firm of Phillips Preiss Shapiro Associates, Inc., located at 434 Sixth Avenue, New York, N.Y. 10011, planning consultants, has conducted a Redevelopment Area Study for the Public Works Garage Site, which study is contained in a report dated February 2006; and

WHEREAS, the City Council desires to proceed to adopt a Redevelopment Plan for the Public Works Garage Site; and

WHEREAS, on April 6, 2005 the City Council of the City of Hoboken unanimously voted to organize an Observer Highway Committee; and

WHEREAS, in September 2005 the Mayor of the City of Hoboken appointed fifteen (15) residents and two (2) Council persons to serve on the Committee. The Committee will operate in an advisory capacity with the designated developer and the planner to devise a plan with regard to height, density, design and footprint of the "Municipal Garage Site."

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The firm of Phillips Preiss Shapiro Associates, Inc., planning consultants, is hereby authorized to prepare a redevelopment plan for the Public Works Garage Site and to submit same to the City Council for its review. The cost of said study shall not exceed Ten Thousand Dollars ($10,000). Said study shall be completed within ten (10) days and copies shall be filed with the City Council and the Office of the City Clerk.
2. The above recitals are incorporated herein as thought fully set forth at length.
3. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
4. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

Special Meeting: March 27, 2006

APPROVED:	APPROVED as to Form:
_____	_____
Fred M. Bado	Joseph S. Sherman
Director of Community Development	Corporation Counsel

CITY OF HOBOKEN
RESOLUTION NO. ____

RESOLUTION AUTHORIZING AN AMENDMENT TO THE EXISTING CONTRACT AWARDED TO ABBOTT CONTRACTING FOR INSTALLATION OF DECORATIVE CLOCKS ON WASHINGTON STREET

WHEREAS, the City of Hoboken, Department of Environmental Services has a need for additional services on the installation of decorative clocks on Washington Street; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to Abbott Contracting Company, 539 Anderson Avenue, Cliffside Park, New Jersey 07010

WHEREAS, change orders were approved by Dean Marchetto Assoc., the architect on the project, for the quantity extras, additional bollards and landscaping; and

WHEREAS, there exists a need for the maximum amount of the contract to Abbott Contracting Company be increased by Five Thousand Three Hundred ($5,300.00) dollars from Ninety Seven Thousand Two Hundred Fifty ($97,250.00) dollars to One Hundred Two Thousand Five Hundred Fifty ($102,550.00) dollars; and

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an amended contract to Abbott Contracting Company for One Hundred Two Thousand Five Hundred Fifty ($102,550.00) dollars for services required on the Washington Street Decorative Clock project.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental Services:

_____
Joseph Peluso, Director

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Meeting Date: April 5, 2006

CITY OF HOBOKEN
RESOLUTION NO. ____

RESOLUTION AUTHORIZING AN AMENDMENT TO THE EXISTING CONTRACT AWARDED TO ABBOTT CONTRACTING FOR THE DOWNTOWN SIDEWALK/STREETSCAPE IMPROVEMENTS PROJECT

WHEREAS*,* the City of Hoboken, Department of Environmental Services has a need for fewer services on the Downtown Sidewalk/Streetscape Improvements project; and

WHEREAS, the City of Hoboken, Department of Environmental Services has awarded a contract to Abbott Contracting Company, 539 Anderson Avenue, Cliffside Park, New Jersey 07010

WHEREAS, there exists a need for the maximum amount of the contract to Abbott Contracting Company be decreased by Thirty Eight Thousand One Hundred Ninety Nine dollars and Seventeen cents ($38,199.17) from Two Hundred Ninety Four Thousand Two Hundred Sixty ($294,260.00) dollars to Two Hundred Fifty Six Thousand Sixty dollars and Eighty Three cents ($256,060.83); and

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute an amended contract to Abbott Contracting Company for Two Hundred Fifty Six Thousand Sixty dollars and Eighty Three cents ($256,060.83) for services required on the Downtown Sidewalk/Streetscape Improvements project.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental Services:

_____
Joseph Peluso, Director

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Meeting Date: April 5, 2006

INTRODUCED BY:_____

SECONDED BY:_____

RESOLUTION NO. _____

RESOLUTION AUTHORIZING AN AMENDEMENT TO PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES TO STUDIO GANG ARCHITECTS.

WHEREAS, on February 2, 2005, the City Council of the City of Hoboken approved a resolution awarding a contract for the provision of professional architectural and engineering services to Studio Gang Architects for the construction of the Hoboken September 11th Memorial on the Hoboken South Waterfront, off Pier A Park; and

WHEREAS, the Studio Gang Architects have requested that the original contract in the amount of $203,565.00 be increased by $30,000.00 for the provision of the following additional services:

- Establish code and other design criteria for the structural performance of the glass blades.

- Define the glass thickness and options for glass types that will satisfy structural and other design requirements such as color, thickness, engraving and surface treatment.

- Design fixing detail of glass to jetty structure and liaise with the jetty engineer to define a clear division of responsibility and information exchange.

- Consider replacement strategy for panels which may be damaged after completion of the piece.

- Participate in discussions with potential glass fabricators and sub-contractors.

- Produce structural construction documents for bidding purposes.

- Review responses from bidders.

- Review shop drawings.

- Respond to a maximum of six RFI's.; and

WHEREAS, the above-stated architectural and engineering services shall be provided by the sub-contractor Dewhurst, Macfarlane and Partners, PC, 45 East 20th Street, New York, NY 10003; and

WHEREAS, the funds for the professional architectural and engineering services are available through a $500,000.00 grant from the New Jersey Department of Community Affairs for the project; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for the purpose:

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN THAT:

1. The original contract with Studio Gang Architects is hereby increased by $30,000.00 for additional architectural and engineering services to be provided by Dewhurst Macfarlane and Partners, PC, 45 East 20th Street, New York, NY 10003.

2. The Mayor is hereby authorized to execute the above-stated amendment to the contract with Studio Gang Architects on behalf of the City of Hoboken.

3. A copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with **N.J.S.A. 40A: 11-1 et seq.**

DATE OF MEETING: APRIL 5, 2006

APPROVED:

_____
Fred M. Bado
Director of Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

CITY OF HOBOKEN

AN ORDINANCE SUPPLEMENTING CHAPTER 89 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED "CURFEW."

Be it Ordained by the Mayor and City Council of the City of City of Hoboken, in the County of Hudson, State of New Jersey, as follows:

Chapter 89 of the Code of the City of City of Hoboken entitled "Curfew" is hereby supplemented as section 89-7 et seq., by the following:

Section 89-7: Finding and Purpose.

The City Council is authorized to enact an ordinance establishing curfews for juveniles pursuant to N.J.S.A. 40:48-2.52(b).

The City Council of the City of City of Hoboken hereby finds based upon information provided by the Chief of Police that there has been a continued breakdown in the supervision and guidance normally provided by certain parents for juveniles under eighteen (18) years of age resulting in juveniles being involved in a wide range of unacceptable behavior during the late evening hours including vandalism, noisy and rowdy behavior, breaking and entering, public drinking and littering, and harassment of residents both as perpetrators and victims and other forms of physical harm resulting from interalia, illegal use of firearms, and sale of drugs.

The City Council further finds that the offensive activities by and towards the juveniles are not easily controlled by existing laws and ordinances because the activities are easily concealed whenever police officers are present and the establishment of reasonable curfew regulations will enable the community to better control the free and unobstructed access to the streets and public places by the majority of residents and will enable the police to act reasonably and fairly to prevent the violation of laws and ordinances by juveniles.

The City Council further finds and has determined that a curfew meets a compelling local need and that curfew ordinances in other communities have been a significant factor in minimizing juvenile delinquency. A curfew in Hoboken is particularly appropriate in view of the high density of population in a relatively small geographic area in Hoboken and the mixed use of residential and commercial areas throughout the City. The regulation of juveniles is an attempt to minimize danger to the juveniles and the community during the dangerous hours for nocturnal crime and mischief, which could be accentuated because of the juvenile's immaturity.

Parental responsibility for the whereabouts of children is an accepted norm by a substantial majority of the community and many parents have expressed a desire to have a curfew in order to augment their efforts to supervise and guide their children.

Section 89-8: Definitions

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When consistent with the appropriate context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word "shall" is considered to be mandatory and not merely directory or discretionary in nature.

(a) "Juvenile" or "Minor" means an individual who is under the age of 18 years.
(b) "Legal Guardian" means a person over the age of 18 other than a parent, to whom legal custody of the juvenile has been given by court order or other method required by law.
(c) "Public place" means any place to which the public has access, including but not limited to, a public street, road thoroughfare, sidewalk, bridge, alley, plaza, park, recreation or shopping area, public transportation facility, vehicle used for public transportation, parking lot or any other public building, structure or area.
(d) "Official extracurricular school activity or other official cultural, educational, recreational, sporting or social event sponsored by a school, by the City, or by a religious, civic, voluntary or other community-based association" shall mean any extracurricular, cultural, educational, recreational, civic, political, religious or social activity organized, coordinated and/or publicized by any public or private school, any agency or department of Hoboken, or any public or private organization, business or entity formulated for any cultural, educational, recreational, civic, political, religious or social purpose, whether not-for-profit or for profit.
(e) "City" shall mean the City of Hoboken.
(f) "Emergency" shall mean an unforeseen combination of circumstances or the resulting state, including those circumstances which call for immediate action in response to a threat to public health and safety. This term shall be understood to include but not be limited to a fire, a natural disaster, an automobile accident or other situation requiring immediate action to prevent serious bodily harm, injury or loss of life. "Serious bodily injury shall mean bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement or protracted loss or impairment of the function of any bodily member or organ.
(g) "Knowingly" includes knowledge or information which a parent or legal guardian should reasonably be expected to have concerning the whereabouts of a minor in the legal custody of a parent or guardian. It is intended to include and require neglectful or careless parents to maintain a reasonable community standard of parental responsibility through an objective test. It shall be no defense to this chapter that a parent was indifferent to the activities or conduct or whereabouts of such a minor or juvenile.
(h) "Parent" means the natural or legally adoptive parent of a juvenile or minor.
(i) "Remain" means to linger or stay or to fail to leave a public place or establishment when requested to do so by a police officer or the owner, operator or other person in control of the establishment or premises.

Section 89-9: Curfew for Juveniles

It shall be unlawful for any person under eighteen (18) years of age to be on or remain in or upon the public streets and public places within the City of Hoboken during the period ending at 5:00 A.M. and beginning

(a) At 11:59 P.M. Friday and Saturday nights from September 15, through June 15.
(b) At 10:00 P.M. Sunday through Thursday nights from September 15, through June 15.
(c) At 11:59 P.M. all nights from June 15 through September 15.

Section 89-10: Exceptions

In the following exceptional cases a minor who remains in or upon a public street or public place during the hours specified in Section 3 above, minors, their parents and their fellow-citizens shall not, however, be considered in violation of the Curfew Ordinance:

(a) When accompanied by a parent or legal guardian of such minor.

(b) When accompanied by an adult authorized in writing by a parent or legal guardian of such minor to take said parent's place in accompanying said minor for a designated period of time and purpose within a specified area.

(c) When the juvenile is on the sidewalk or property where the juvenile permanently resides.

(d) When going to, without making any detour or stop and within (1) hour prior to the commencement of an official extracurricular school activity or other official cultural, educational, recreational, sporting or social event sponsored by a school, by the City, or by a religious, civic, voluntary or other community-based association, and supervised by adults of which prior notice by the organization or entity sponsoring the event, indicating the place and probable time of termination, has been given in writing, to and duly filed for immediate reference by the Chief of Police or officer assigned by the Chief on duty at the police station.

(e) When returning home from without making any detour or stop after the termination of any activity whether sponsored by a school, by the City, or by a religious, civic, voluntary or other community-based association and including all private activities within one half hour after the termination of such activity so long as the juvenile has in his or her possession written permission from their parent or legal guardian.

(f) When authorized, by special permit from the Chief of Police or the officer designated by the Chief for that purpose, carried on the person of the

juvenile thus authorized, which may be issued only when necessary nighttime activities of a juvenile are required but are not otherwise addressed by any provision of this Ordinance. When the Chief of Police or his designee shall determine that the necessary nighttime activities of a juvenile warrant, a special permit for the event may be granted upon written application of the juvenile's parent or legal guardian and signed by the juvenile specifying the following and filed with the department: 1) the name, address, and telephone number of a parent or legal guardian of the juvenile, 2) the height, weight, sex, color of eyes and hair and other physical characteristics of the juvenile, 3) the necessity which requires the juvenile to remain upon the public streets or places during the curfew hours otherwise applicable, and 4) the street or route and destination as well as the beginning and ending of the period of time involved by date and hour. In an emergency, as defined by this Ordinance, this application may be made by telephone or in person, with a corresponding written record being made contemporaneously to the Chief of Police or his designee at the police station.

(g) When authorized, by regulation issued by the Chief of Police, to respond to cases of reasonable necessity adapted to necessary night-time activities of more juveniles than can readily be dealt with on an individual special permit basis. Normally such regulation by the Chief of Police permitting use of the public place should be issued sufficiently in advance to permit appropriate publicity through news media and through other agencies such as the schools, and shall define the activity, the scope of the use of the public streets or places permitted, the period of time involved not to extend more than one (1) hour beyond the time for termination of the activity, and the reason for finding that the regulation is reasonably necessary and is consistent with the purposes of this Ordinance.

(h) When the juvenile carries a certified card of employment dated or re-issued not more than forty-five (45) days previously, signed by the juvenile's employer and the Chief of Police identifying the juvenile, the address of his home and of his place of employment, and his hours of employment.

(i) On an errand at the direction of the minor's parent or guardian, without making any detour or stop for the purpose of responding to a medical problem or emergency.

(j) In a motor vehicle involved in interstate travel not originating in the City.

(k) Involved in an emergency as defined in Section 2 of this Ordinance.

(l) Married or had been married or had disabilities of minority removed in accordance with law.

(m) When engaging in an activity protected by the First Amendment so long as the Chief or his designee receive prior written notice in advance of such activity and the juvenile has the written permission of his or her parent or legal guardian in his or her possession at the time the activity is engaged in.

Section 89-11: Parental Responsibility

It shall be unlawful for a parent or guardian having legal custody of a juvenile knowingly to permit or by inefficient control to allow the juvenile to be or remain upon any public place under circumstances not constituting an exception to, or otherwise beyond the scope of the Curfew Ordinance. The term "knowingly" includes knowledge, which a parent should reasonably be expected to have concerning the whereabouts of a juvenile in that parent's legal custody. This section is intended to hold neglectful or careless parent up to a reasonable community standard of parental responsibility through an objective test. It shall, therefore, be no defense that a parent was completely indifferent to the activities or conduct or whereabouts of such juvenile.

Section 89-12: Enforcement Procedure

If a police officer reasonably believes that a juvenile is upon a public street or public place in violation of the curfew ordinance without any of the exceptions applying, the officer shall notify the juvenile that he or she is in violation of the ordinance and shall require the juvenile to provide his or her name, address and telephone number and how to contact his or her parent or legal guardian. In determining the age of the juvenile and in the absence of convincing evidence such as a birth certificate, a police officer shall, in the first instance, use his or her best judgment in determining age.

(a) The Chief of Police may require that the responding police officer or a designee within the Police Department deliver to a parent or guardian thereof a juvenile under appropriate circumstances to his or her home whose identity and address may readily be ascertained or are known.

(b) In any event the police officer shall, within 24 hours, file a written report with the Chief of Police or shall participate to the extent of the information for which he is responsible in the preparation of a report on the curfew violation. It is not the intention of this Section to require reports that will prevent police officers from performing their primary police duties. The reports shall be as simple as is reasonably possible and may be completed by police departmental personnel other than sworn police officers.

(c) When a parent or guardian, immediately called, has come to take charge of the juvenile and the appropriate information has been recorded, the juvenile shall be released to the custody of such parent. If the parent cannot be located or fails to take charge of the juvenile, then the juvenile shall be released to the juvenile authorities, except to the extent that in

accordance with police regulations, approved in advance by juvenile authorities, the juvenile may temporarily be entrusted to an adult, neighbor or other person who will on behalf of a parent or guardian assume the responsibility of caring for the juvenile pending the availability or arrival of a parent or guardian.

(d) In the case of a first violation by a juvenile, the Chief of Police shall by certified mail, send to a parent or guardian, written notice of the violation with a warning that any subsequent violation will result in full enforcement of the Curfew Ordinance against the parent or guardian and juvenile, including enforcement of applicable penalties. No penalties shall be sought against parent or guardian and the juvenile in the case of a first violation although the parent or guardian shall be contacted to retrieve the juvenile. A copy of the notice of first violation shall be maintained by the Police Department. An additional copy of the notice of first violation shall be kept on file by the Municipal Court Clerk of Hoboken for the purpose of providing evidence of failure by the minor, as well as the parent or guardian, to observe the provisions of this chapter in the event of any subsequent citation for an alleged violation of this chapter. No written warning shall be issued for any subsequent violation of this chapter.

Section 89-13: Penalties

(a) Community Service. Any person, juvenile or adult convicted of a violation of this ordinance shall be required to perform community service as directed by the Court. As provided in N.J.S.A. 40:48-2.52, whenever both a juvenile and the juvenile's parent or guardian violate the ordinance, they shall be required to perform community service together.

(b) Fines. Any juvenile convicted of a violation of the curfew ordinance shall be subject to a fine of $50.00 for a first offense, $100 for a second offense and not less than $150.00 nor more than $1,000.00 for any third subsequent offense. Any parent or guardian convicted of a violation, after the warning notice pursuant to Section 6 of a first violation by a juvenile, shall be fined $50.00 and for a second offense by a parent or guardian the fine shall be $100.00. For any subsequent offense by a parent, the fine shall not be less than $150.00 and not more than $1,000.00.

(c) A person who violates a provision of this chapter is guilty of a separate offense for each day or part of a day during which the violation is committed, continued or permitted.

Section 89-14: Severability

The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections,

subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent that this Ordinance shall stand not withstanding the invalidity of any part.

Section 89-15: Notice

Notice of existence of this Ordinance and of the curfew regulations established by it shall be posted in, on or about such public or quasi-public places as may be determined by the Chief of Police in order that the public may be informed of the existence of this Ordinance and its regulations.

Section 89-16:

All ordinance or parts of ordinances of the City of Hoboken heretofore adopted that are inconsistent with any of the terms and provisions of the Ordinance are hereby repealed to the extent of such inconsistency.

Section 89-17:

This ordinance shall take effect immediately upon final passage. Notice of adoption shall be published as provided by law.

Adopted: Approved:

_____ _____

City Clerk James Farina Mayor David Roberts

Approved to Form:

_____

Joseph S. Sherman, Corporation Counsel

Meeting: April 5, 2006

Concerns: coming home from movies with friends; First Amendment.

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CODE OF THE CITY OF HOBOKEN, CHAPTER 59A ENTITLED "DEPARTMENT OF PUBLIC SAFETY"

WHEREAS, the Council for the City of Hoboken should ensure that proper level of personnel are being maintained within the Department of Pubic Safety; and

WHEREAS, the Mayor and Council for the City acknowledge the need to manage personnel levels within the Department of Public Safety; and

WHEREAS, the Council has been informed that there is sufficient concern for fiscal integrity justifying certain changes in the table of organization within the Police Department; and

WHEREAS, it is anticipated that additional reductions in Superior Officers ranks will be effectuated through attrition; and

WHEREAS, it is necessary to reduce the number of Captains from ten (10) to eight (8) to be effective according to law, until June 30, 2006; and

WHEREAS, the number of Captains will be further reduced from eight (8) to six (6), effective July 1, 2006, with the ultimate goal of reduction of the number of Captains to three (3); and

WHEREAS, it is necessary and in order for the Council for the City of Hoboken to adjust the table of organization for the Police Department.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Hoboken as follows:

SECTION I

ARTICLE II
Division of Police

Sections 59A-8 of the Hoboken Code shall be amended to read as follows:

§59A-8 Establishment of Division.

A. Division of Police in the Department of Public Safety is hereby established in and for the City of Hoboken, which shall not exceed the following force:

	Rank/Position	Number	
	Chief	1	
(change)	Captain from (10) to	8	(until June 30, 2006)
(change)	Captain from (8) to	6	(effective July 1, 2006)
	Lieutenant	17	
(change)	Sergeant from (29) to	33	
(change)	Police Officer from (127) to	120	
	Administrative Secretary	1	

B. All personnel constituting the Division of Police heretofore and in service prior to July 1, 1986, are hereby continued in their employment and in their respective ranks or position and made a part of the Division of Police hereby established, with all rights to which they are now entitled as to years of service and pension.

SECTION II

If any section or provision of this Ordinance shall be held invalid in any Court, the same shall not affect the other sections or provisions of this Ordinance except so far as the section or provision so declared invalid and shall be inseparable for the remainder or portion thereof.

SECTION III

All Ordinances or parts of Ordinances inconsistent herewith and hereby repealed to the extent of such inconsistency.

SECTION IV

This Ordinance shall take effect upon publication.

Adopted: Approved:

_____ _____

City Clerk James Farina Mayor David Roberts

Approved to Form:

_____

Joseph S. Sherman, Corporation Counsel

Meeting: April 5, 2006

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC:

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (901 Bloomfield Street Seventh-day Adventist Church)

ARTICLE V
LOADING ZONE

190-11 Loading Zone

Section 1 : The locations described are hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

Name of Street	Time		Side	Location
Bloomfield Street	9:00 AM to 1:00 PM	Saturday	West	Beginning at the northerly
	7:00 PM to 9:00 PM	Wednesday		curbline of Ninth Street
	7:00 PM to 9:00 PM	Friday		and extending 45' feet northerly therefrom.

Section 4 :All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Meeting Date: April 5, 2006

_____
Approved as to legal from
Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AMENDING AN ORIGINAL P.I.L.O.T. AGREEMENT WITH NEW JERSEY TRANSIT.

WHEREAS, the City of Hoboken currently enjoys a Payment in Lieu of Taxes agreement with New Jersey Transit, and

WHEREAS, said agreement has New Jersey Transit paying the City of Hoboken a sum of approximately One Hundred Forty-Seven Thousand dollars per year in lieu of taxes on the property where their bus terminal is located, and

WHEREAS, the Administration has been attempting to close the structural deficit within the finances of the City, and

WHEREAS, advancing this P.I.L.O.T. payment would assist in this effort, and
WHEREAS, the City Council wishes to support this effort, NOW THEREFORE BE IT,

RESOLVED, that the Administration is authorized to enter into a revised agreement with the New Jersey Transit where New Jersey Transit prepays their in-lieu of taxes payment in the amount of Two Million Five Hundred Thousand Dollars, payable to the City prior to 1 June 2006, and in return the in-lieu payment for the undeveloped bus terminal is forgiven until the year 2105.

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to **complete and realize the intent and purpose of this resolution.**

Approved: **Approved to Form:**

_____ _____
Richard England, Business Administrator **Joseph S. Sherman, Corp.Counsel**

Date: 5 April 2006

Introduced by:_____

Seconded by:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION AUTHORIZING CAROLE McLAUGHLIN TO CONTINUE AS THE ADMINISTRATIVE AGENT FOR CONDOMINIUM CONVERSION IN THE CITY OF HOBOKEN
#_____

WHEREAS, the governing body of a municipality may authorize a municipal board, agency or officer as its administrative agent to administer the Protected Tenancy Acts. (N.J.S.A. 2A:18-61.26)

WHEREAS, the City Council desires to authorize Carole McLaughlin, Rent Regulation Officer, to continue to administer the Condominium Conversion and Protected Tenancy laws of the State of New Jersey, for no additional compensation.

WHEREAS, by Resolution #_____, at a meeting on_____ the city Council of the City of Hoboken designates Carole McLaughlin, to act as Administrative Agent for Condominium Conversions in the City of Hoboken.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken that this agreement shall be effective immediately.

1. The above recitals are incorporated herein as though fully set forth at length.

2. This Resolution is effective immediately.

Approved:

_____
Richard England, Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: April 5, 2006

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SALE OF A 29 YARD REAR LOADING GARBAGE TRUCK TO THE CITY OF HOBOKEN BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for a 29 Yard Rear Loading Garbage Truck for the City of Hoboken in accordance with Bid 06-10:

Name of Bidder	Amount of Bid
Beyer Brothers 109 Broad Avenue Fairview, NJ 07022	$ 159,793.00

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Beyer Brothers for sale of a 29 yard rear loading Garbage Truck for the City of Hoboken;

RESOLVED, that the proposal of Beyer Brothers for the sale of a 29 yard rear loading Garbage Truck: is hereby accepted, and be it further

RESOLVED, that a contract (in the form of a purchase order) be drafted and entered into between the Mayor and Council of the City of Hoboken and Beyer Brothers for the sale of the 29 yard rear loading Garbage Truck and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

MEETING OF: 5 April 2006

APPROVED AS TO FORM: _____
Corporation Counsel

Department Director: _____
Joseph Peluso, Environmental Services

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SALE OF A 2006 TRUCK CHASSIS WITH THE TRANSFER OF A CITY OWNED PACKER TO THE CITY OF HOBOKEN BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for a 2006 Truck Chassis with the transfer of a City owned packer for the City of Hoboken in accordance with Bid 06-11:

Name of Bidder	Amount of Bid
Beyer Brothers 109 Broad Avenue Fairview, NJ 07022	$ 99,990.00

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Beyer Brothers for sale of a 2006 Truck chassis with the transfer of a City owned Packer for the City of Hoboken;

RESOLVED, that the proposal of Beyer Brothers for the sale of a 2006 truck chassis with the transfer of a City owned packer: is hereby accepted, and be it further

RESOLVED, that a contract (in the form of a purchase order) be drafted and entered into between the Mayor and Council of the City of Hoboken and Beyer Brothers for the sale of the 2206 truck chassis with the transfer of a City owned Packer, and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

MEETING OF: 5 April 2006

APPROVED AS TO FORM: _____
Corporation Counsel

Department Director: _____
Joseph Peluso, Environmental Services

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO AN INTER-LOCAL SERVICES AGREEMENT WITH HUDSON COUNTY TO PARTICIPATE IN THE 2006 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM ("JAG")

WHEREAS, Hudson County and the City of Hoboken (hereinafter collectively referred to as the "Parties") wish to encourage inter-local cooperation and planning with regard to their common interests in the provision of effective Police Program to combat crime at the local level; and

WHEREAS, the Parties recognize that inter-local government service agreements may yield certain economics and efficiencies to the residents of the Parties in the delivery of the services; and

WHEREAS, N.J.S.A. 40:48-5 authorizes a municipality to contract with any public or private entity for the provision of any service which the municipality itself could provide directly; and

WHEREAS, the "Inter-local Services Act", N.J.S.A. 40:8A-1, et seq., authorizes local units of this State to enter into a contract with any other local unit or units for the joint provision within their several jurisdictions of any services which any party to the Agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Parties have negotiated the attached Agreement relating to the services referenced above,

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Mayor and City Council of the City of Hoboken, in the County of Hudson and State of New Jersey, as follows:

1. That the City of Hoboken is hereby authorized to enter into the attached Inter-local Services Agreement, pursuant to N.J.S.A. 40:48-5 and N.J.S.A. 40:8A-1, et seq. which permits the County of Hudson to pass along "JAG" funds to the City of Hoboken to under the terms and conditions referenced in the attached Agreement.

2. That the Mayor is authorized to execute and the Municipal Clerk to attest the attached Agreement on behalf of the City of Hoboken.

3. That the Agreement shall not become effective until such time as the governing bodies of both public entities have duly authorized their appropriate Public Officials to execute and attest the attached Agreement, and the Agreement has been fully executed and attested.

4. That a certified copy of this Resolution (along with the attached Agreement) shall be provided to each of the following:

    (a.) Thomas A. Degise, Hudson County Executive
    (b.) Donato J. Battista, Hudson County Counsel
    (c.) Al Santos, Esq., Clerk, Hudson County Board of Chosen Freeholders
    (d.) James Farina, City Clerk, City of Hoboken
    (e.) David Roberts, Mayor, Hoboken
    (f.) Joseph S. Sherman, Hoboken City Attorney
    (g.) Richard England, Business Administrator, Hoboken
    (h.) Carmen V. LaBruno, Police Chief

Approved:

_____
Mayor

_____
City Clerk

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: April 5, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION ENCOURAGING STATE OFFICIALS TO PURSUE DROP PROGRAM FOR N.J. POLICE AND FIRE RETIREMENT SYSTEMS

WHEREAS, Local and State Fire Police pension contributions pose a significant drain on available funding resources; and

WHEREAS, the State Legislature has historically enacted legislation to attempt to forestall those costs; and

WHEREAS, there are many states in which Deferred Retirement Option Programs (DROP) have successfully been crafted; and

WHEREAS, a DROP program would ease these financial burdens to both Local and State government.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Hoboken City Council that State legislature and the Governor's staff be encouraged to actively pursue the feasibility of establishing a DROP program for the Police and Fire retirement system in New Jersey; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded by the Hoboken City Clerk to all members of the Hudson County Legislative delegation and to Governor Corzine.

Approved:

_____
Mayor

_____
City Clerk

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: April 5, 2006

INTRODUCED BY: _____

SECONDED BY: _____

RESOLUTION URGING RE-INTRODUCTION OF LEGISLATION TO EXEMPT MUNICIPAL CLERKS FROM PENALTIES FOR OPEN PUBLIC RECORDS ACT VIOLATIONS UNDER CERTAIN CIRCUMSTANCES

WHEREAS, a-4063 was introduced during the 2004-2005 legislative session and failed to be enacted and has subsequently died; and

WHEREAS, A-4063 exempts the Municipal Clerk from penalties for Open Public Records Act violations under certain circumstances; and

WHEREAS, currently under the Open Public Records Act (OPRA) the Municipal clerk is held responsible for not fulfilling the request, even when the record is in the possession of another official; and

WHEREAS, the proposed legislation would exempt the Municipal Clerk if it can be proven that a Municipal Clerk has exercised due diligence in attempting to collect a record requested under OPRA, by documenting at least two attempts to collect the records within seven days of receiving the request; and

WHEREAS, the municipal official in actual possession of the record will be deemed to be the custodian of the requested record, and therefore, liable for any violations, penalties, or disciplinary proceedings that may result from an unreasonable denial of access to the requested record; and

WHEREAS, it is the belief of the Hoboken City Council that the official in possession of the requested record should be the one responsible for violations of the Open Public Records Act and considered custodian of the record; and

WHEREAS, the Mayor and Hoboken City Council urges the State Assembly to re-introduce the amendments to the Open Public Records Act as proposed in A-4063; and

WHEREAS, the City Council also urges the State Senate to join the Assembly with companion legislation that would similarly amend the Open Public Records Act.

NOW, THEREFORE, BE IT RESOLVED BY THE HOBOKEN CITY COUNCIL as follows:

1. That the Mayor and Hoboken City Council support the intent and provisions of the proposed amendments to the Open Public Records Act.
2. That the Hoboken City Council urges the re-introduction of this legislation during the next legislative session
3. That Hoboken City Council urges the State Senate to join the Assembly with companion legislation

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. All Hudson County Municipalities
2. New Jersey State League of Municipalities
3. State of New Jersey Government Records Council
4. The 9th and 13the Legislative Districts

Approved:

_____
Richard England, Interim
Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: April 5, 2006

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A TWO (2) YEAR CONTRACT FOR ROCK SALT TO THE CITY OF HOBOKEN BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Rock Salt for the City of Hoboken in accordance with Bid 06-03:

Name of Bidder	Amount of Bid	
	Year #1	Year #2
International Salt Co., LLC 655 Northern Boulevard Clarks Summit, PA 18411	$53.78/Ton	$56.47/Ton

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of International Salt Co., LLC for Rock Salt for the City of Hoboken;

RESOLVED, that the proposal of International Salt Co., LLC for Rock Salt: is hereby accepted, and be it further

RESOLVED, that a contract be drafted and entered into between the Mayor and Council of the City of Hoboken and International Salt Co., LLC for the aforementioned supply of Rock Salt, for a period of two (2) years, form of which contract is to be prepared by the City's Corporate Counsel; and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

MEETING OF: 5 April 2006

APPROVED AS TO FORM: _____
Corporation Counsel

Department Director: _____
Joseph Peluso, Environmental Services

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SALE OF TWO (2) 2006 3-WHEEL SCOOTERS (APPROXIMATELY 50 H.P.) TO THE CITY OF HOBOKEN BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for two (2) 2006 3-Wheel scooters (approx. 50 HP) for the City of Hoboken in accordance with Bid 06-13:

Name of Bidder	Per Scooter	Total Bid
Wilfred MacDonald, Inc. 19 Central Boulevard South Hackensack NJ 07606	$ 24,248.00	$ 48,496.00

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Wilfred MacDonald, Inc., for the sale of two (2) 3-Wheel Scooters (approx. 50 HP) for the City of Hoboken;

RESOLVED, that the proposal of Wilfred MacDonald, Inc., for the sale of two (2) 3-wheel scooters (approx. 50 HP) is hereby accepted, and be it further

RESOLVED, that a contract (in the form of a purchase order) be drafted and entered into between the Mayor and Council of the City of Hoboken and Wilfred MacDonald, Inc, for the sale of two (2) 3-Wheel scooters (approx. 50 HP) and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

MEETING OF: 5 April 2006

APPROVED AS TO FORM: _____
Corporation Counsel

Department Director: _____
Joseph Peluso, Environmental Services

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION REJECTS THE BIDS RECEIVED FOR THE MAINTENANCE AND LANDSCAPING OF PIER "A' AND THE UPLAND AS SPECIFIED IN BID NUMBER 06-08.

WHEREAS, the City of Hoboken sought competitive proposals for the maintenance and landscaping of Pier "A" and the uplands, and

WHEREAS, the below submitted bids did not meet with the expected cost of the original bid specifications as advertised, and

WHEREAS, the following proposals were received:

Vendor	Year #1	Year #2	Year #3
Hufnagel Landscaping, Inc. 125 W. Broad Ave. North Bergen, NJ 07047	$51,000	$51,000	$51,000
LTI, Inc. 34 Woodland Road Roseland, NJ	$42,000	$43,260	$44,550
Pat Scanlan Landscaping, Inc. 14 Plains Drive New City, NY 10956	$43,810	$44,800	$46,720

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposals of the above vendors.
3. The Administration is hereby authorized to re-advertise for these goods/services.

Meeting of: 5 April 2006

APPROVED:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SALE OF A 2006 4.4 CUBIC YARD REAR DUMPING STREET SWEEPER TO THE CITY OF HOBOKEN BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for a 2006 4.4 cubic yard rear dumping street sweeper for the City of Hoboken in accordance with Bid 06-12:

Name of Bidder	Base Bid	Opt. 1	Opt. 2	Opt. 3	Total Bid
Timmerman Equipment Co. 3554 Route 22 West Whitehouse, NJ 08888	$116,000	$ 7,200	$ 720	$900	$124,820

and:

WHEREAS, the Purchasing Agent recommends the acceptance of the bid of Timmerman Equipment for the Sale of a 2006 4.4 cubic yard rear dumping street sweeper for the City of Hoboken;

RESOLVED, that the proposal of Timmerman Equipment for the sale of a 2006 4.4 cubic yard rear dumping street sweeper is hereby accepted, and be it further

RESOLVED, that a contract (in the form of a purchase order) be drafted and entered into between the Mayor and Council of the City of Hoboken and Timmerman Equipment for the sale of said 4.4 cubic yard rear dumping street sweeper and be it further

RESOLVED, that the Mayor or Business Administrator is hereby authorized to execute the contract and the City Clerk is hereby authorized to attest the same and to affix thereon the corporate seal of the City of Hoboken; and be it further

RESOLVED, that upon execution of the aforementioned contract the bid bond deposited by the above bidder be returned to them.

MEETING OF: 5 April 2006

APPROVED AS TO FORM: _____
Corporation Counsel

Department Director: _____
Joseph Peluso, Environmental Services

Introduced by: _____

Seconded by: _____

RESOLUTION

CITY OF HOBOKEN

RESOLUTION AUTHORIZING A CONTRACT WITH THE HOBOKEN POLICE DEPARTMENT AND ADMIT SERVICES INC.

WHEREAS, Admit Computer Services ("Admit") is the existing computer aided dispatch and information systems vendor; and

WHEREAS, the Hoboken Police Department is currently using Admit's old version of its software, and Admit and the Police Department seek to upgrade to a current version, in order to update data conversion, customize programming, provide training and an implementation schedule; and

WHEREAS, the total project cost is $10,000.00 (ten thousand dollars), under the bid threshold requirements delineated in N.J.S.A. 40:A-11-3

NOW, THEREFORE BE IT RESOLVED by the Hoboken City Council that the above recitals are incorporated herein as though fully set forth at length; and

BE IT FURTHER RESOLVED that the City Council hereby authorizes the Mayor or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution; and

BE IT FURTHER RESOLVED that the Mayor, or his designee is hereby authorized to execute an agreement for the above referenced goods and/or services based upon the following information:

Admit Computer Services, Inc.
500 Bi-Country Blvd.
Suite 122
Farmingdale, N.Y. 11735

APPROVED TO FORM :_____
Joseph Sherman
Corporation Counsel

APPROVED TO FORM: _____
Richard F. England
Interim Business Administrator

Department Director: _____
Carmen Labruno
Hoboken Chief of Police

MEETING: April 5, 2006

Sponsored By:_____

Sponsored By: _____

RESOLUTION # _____

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE HUDSON COUNTY OPEN SPACE TRUST FUND FOR DEVELOPMENT FUNDS FOR PIER C PARK

WHEREAS, the Hudson County Department of Planning is soliciting applications for funding through the Hudson County Open Space Trust Fund for the support of development projects within the County of Hudson; and

WHEREAS, The City of Hoboken *(name of applicant)* desires to further the public interest by obtaining funding in the amount of $1,000,000 in grant funds toward the development of parkland at Pier C, Block 231, Lot 3 at a cost of $19,000,000 *(project cost)* (balance of project cost to be paid for by The Port Authority of New York and New Jersey and DEP Green Acres).

NOW, THEREFORE, the governing body resolves that David Roberts *(name of authorized official)* or the successor to the office of Mayor *(title of authorized official)* is hereby authorized to:

(a) make application for such a grant
(b) provide additional application information and furnish such documents as may be required
(c) act as the authorized correspondent of the above named applicant, **and be it further—**

RESOLVED BY THE Council of the City of Hoboken *(name of legal body):)*

1. That, should funding be awarded, the Mayor is hereby authorized to execute and agreement thereto with the County of Hudson with respect to the Pier C Development Project;
2. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and;
3. That this resolution shall take effect immediately.

Meeting Date: April 5, 2006

Department of Community Development **Approved as to form:**

_____ _____

Fred M. Bado **Joseph S. Sherman**

CERTIFICATION

I, James Farina *(name and title of Secretary or equivalent)* do hereby certify that the foregoing is a true copy of a resolution adopted by The Hoboken City Council *(name of legal body)* at a meeting on the 5th day of April, 2006.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 5th day of April, 2006.

_____

James J. Farina, City Clerk

Sponsored By:_____

Sponsored By: _____

RESOLUTION # _____

AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE HUDSON COUNTY OPEN SPACE TRUST FUND FOR DEVELOPMENT FUNDS FOR 1600 PARK AVENUE

WHEREAS, the Hudson County Department of Planning is soliciting applications for funding through the Hudson County Open Space Trust Fund for the support of development projects within the County of Hudson; and

WHEREAS, The City of Hoboken *(name of applicant)* desires to further the public interest by obtaining funding in the amount of $600,000 in grant funds toward the development of parkland at 1600 Park Avenue Block 256, Lots 1-8 and Block 11, Lots 1-3 at a cost of $1,200,000 *(project cost)* (balance of project cost to be paid for by DEP Green Acres).

NOW, THEREFORE, the governing body resolves that David Roberts *(name of authorized official)* or the successor to the office of Mayor *(title of authorized official)* is hereby authorized to:

(a) make application for such a grant
(b) provide additional application information and furnish such documents as may be required
(c) act as the authorized correspondent of the above named applicant, **and be it further—**

RESOLVED BY THE Council of the City of Hoboken *(name of legal body):)*

1. That, should funding be awarded, the Mayor is hereby authorized to execute and agreement thereto with the County of Hudson with respect to the 1600 Park Avenue Development Project;
2. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project, and;
3. That this resolution shall take effect immediately.

Meeting Date: April 5, 2006

Department of Community Development **Approved as to form:**

_____ _____

Fred M. Bado **Joseph S. Sherman**

CERTIFICATION

I, James Farina *(name and title of Secretary or equivalent)* do hereby certify that the foregoing is a true copy of a resolution adopted by The Hoboken City Council *(name of legal body)* at a meeting on the 5th day of April, 2006.

IN WITNESS WHEREOF, I have hereunder set my hand and the official seal of this body this 5th day of April, 2006.

_____

James J. Farina, City Clerk

Sponsored By:_____

Seconded By:_____

CITY OF HOBOKEN RESOLUTION NO._____

RESOLUTION AUTHORIZING HOBOKEN HARRIERS RUNNING CLUB AND ALL SAINTS COMMUNITY DEVELOPMENT CORPORATION TO HOLD A 5-MILE RACE AND 1-MILE FUN RUN ON SUNDAY, MAY 14, 2006

WHEREAS, Hoboken Harriers Running Club and All Saints Community Development Corporation, working in conjunction as the HOHA Classic Race Committee, have requested a permit from the City of Hoboken to conduct the "Eighth Annual HOHA Classic 5-Mile Race and 1-Mile Fun Run" on May 14, 2006 in Hoboken, New Jersey; and

WHEREAS, the City of Hoboken is supportive of this endeavor provided that neither the 5-Mile Race nor the 1-Mile Fun Run unduly interferes with the health, safety and welfare of the citizens of Hoboken and the City will not incur any substantial expenses in connection with the 5-Mile Race and/or 1-Mile Fun Run (hereinafter collectively referred to as "the Event"). Now, therefore, be it -

RESOLVED, that the Celebration of the Event to be held on May 14, 2006, is hereby approved by the Council of the City of Hoboken upon the condition that Hoboken Harriers Running Club and All Saints Community Development Corporation, working in conjunction as the HOHA Classic Race Committee (collectively referred to hereinafter as the "permittee") be issued a permit by the Business Administrator, in a form approved by the Office of the Corporation Counsel, with the following conditions:

1. Permittee shall deposit One Thousand Dollars ($1,000.00) with the City of Hoboken as an estimated permit fee to cover the extraordinary expenses to the City for services in connection with the Event, for, by way of example and not limitation, employee overtime and trash removal. In the event such costs are less than One Thousand Dollars ($1,000.00, the balance shall be returned to the Permittee. In the event such costs exceed One Thousand Dollars, Permittee shall pay such excess to the City upon presentation of an invoice from the City. This permit fee must be deposited with the City at least one week before the proposed race.

2. No alcoholic beverages shall be served by the Permittee, sponsors or vendors associated with the Event during the event.

3. Permittee shall provide uniformed Hoboken Police Officers for the safety and security of runners, spectators and other members of the public, in a sufficient number to be determined by the Chief of Police, and at its sole expense from 8:15

am to 1:00 pm on Sunday, May 14, 2006. These personnel may be in addition to Hoboken Police Officers assigned by the City to the Event.

4. Permittee must provide no less than four (4) Port-o-Sans for use by patrons during the Event. They shall be located in designations to be determined by the Business Administrator. The Port-o-Sans shall not be installed on the property before 9:00 am on Friday, May 12, 2006 and must be removed before 6:00 pm on Monday, May 15, 2006. Adequate toilet paper shall be provided for the Port-o-Sans.

5. Permittee shall provide for proper use and maintenance of trash receptacles which will be provided by the City of Hoboken, and must ensure that plastic bags in those receptacles are continuously emptied and disposed of in areas designated by the City of Hoboken as needed during the Event.

6. The Permittee shall provide civilian road guards to assist in erecting barricades and detouring vehicular and pedestrian traffic during the race as required by the Chief of Police.

7. No beverages in glass bottles shall be permitted to be sold by any vendors. The Permittee shall arrange security to prohibit glass bottles and alcoholic beverages from being carried by runners, spectators and/or members of the public during the event.

8. Before leaving the premises after the Event, the Permittee shall restore the property to the condition it was in prior to usage. Such restoration shall be subject to the satisfaction of the Director of the Department of Environmental Services.

9. The Permittee must contact Richard England, Interim Business Administrator, at least twenty-four (24) hours prior to the commencement of any activities on the property to which access is granted by this permit. In his absence, Joseph Peluso, Director of Environmental Services, shall be contacted. In case of an emergency, when the Environmental Services may be inaccessible, the Permittee must contact the Hoboken Police Desk Officer at (201) 420-2131 who, in turn, will contact one of them.

10. There will be no modifications to any City property or property adjacent thereto, used by the Permittee.

11. The Permittee has the full responsibility to provide and have available such medical staff and medical assistance as necessary at its sole cost and expense.

12. The City's Police Chief shall have complete control over the activities of the Permittee associated with the use hereby permitted including the actions of personnel of the Permittee in matters related to safety.

13. The Permittee shall furnish evidence, which shall be attached to the Permit as an Exhibit, that with respect to all incidents to the operations, activities and use of the property permitted by and performed under the Permit, it carries Comprehensive General Liability Insurance naming the City of Hoboken as additional insured providing for not less than $1,000,000.00 combined single limit per occurrence and $2,000,000.00 aggregate for bodily injury or death and property damage. It is to be understood and agreed that the procurement of Insurance in those amounts does not in any way or manner whatsoever limit Permittee's liability to the City of Hoboken under the Permit and in the event insurance does not cover a particular loss, the Permittee shall be liable to the City of Hoboken, for the full amount of any and all loss and damage as provided therein.

14. The Permittee shall indemnify, keep and save harmless the City of Hoboken, its agents, employees, servants and officials, each and every one of them, against all claims, just or unjust, made against the City of Hoboken, its agents, employees, servants or officials on account of injuries, death, losses of any kind whatsoever, damages, suits, liabilities, judgments, claims for infringements of patent trademark or copyright, costs and expenses which may in any wise accrue against the City of Hoboken, its agents, employees, servants and officials, and the Permittee shall appear, defend and pay, at its own expense, all costs, including counsel fees, against the City of Hoboken, its agents, employees, servants and officials, in any action, the Permittee shall, at its own expense, satisfy and discharge the same.

15. In granting the Permit, the City of Hoboken will assume no obligation whatsoever in connection with the use by the Permittee and are not obliged to make any repairs to the property or furnish personnel, equipment or materials in connection therewith.

16. The City of Hoboken shall not be liable to the Permittee for loss, damage, or liability of any kind or nature whatsoever sustained by the Permittee, its successors or assigns, by reason of any failure to fulfill its obligations herein in the event of a strike or walkout on the part of their employees or on the part of any other person or persons or by reason of any embargo or requirement of any federal or state or other governmental authority or by reason of any other event of any kind beyond the control of the City of Hoboken which in any way affects the ability of the City of Hoboken to perform the obligations herein.

17. The Permit may be terminated by the City of Hoboken without notice if any of the above conditions of the Permit are not met. The terms and conditions of the Permit are considered as understood and agreed upon prior to the Permittee undertaking the use set forth herein, and any unauthorized activities not specifically allowed herein may be considered cause for termination.

Approved: Approved As to Form

:

_____ _____

Business Administrator Corporation Counsel

Meeting Date: April 5, 2006

Sponsored By:_____

Seconded By:_____

CITY OF HOBOKEN RESOLUTION NO._____

RESOLUTION AUTHORIZING THE CIVIC ASSOCIATION FOR THE PUERTO RICAN DAY PARADE TO CONDUCT ITS 10TH ANNUAL LATIN CULTURAL FESTIVAL AND PARADE AS AMENDED

WHEREAS, The Civic Association for the Puerto Rican Day Parade, with a mailing address of P.O. Box 6045, Hoboken, New Jersey has requested an amendment to their original request, presented to and approved by the Hoboken City Council on March 15, 2006, for permission to conduct their annual Latin Cultural Festival and Parade for three consecutive days and to change the dates from Thursday, July 6, 2006 through and inclusive to Sunday, July 9, 2006 to **Thursday, July 27, 2006 through and inclusive to Sunday, July 30, 2006**; and

WHEREAS, The Civic Association for the Puerto Rican Day Parade has indicated its requirements to successfully conduct the Festival as follows:

WHEREAS, That the Signal & Traffic Division prepare the necessary Traffic regulations:

1. To have a parade on **Sunday, July 30, 2006** (changed from Sunday, July 9, 2006) through the streets of Hoboken, to assembly on 1st Street in front of City Hall at 1:00 pm and proceed up Washington Street to 11th Street onto Sinatra Drive into Castle Point Park at 8th Street.
2. To erect a bandstand on Sinatra Drive and 8th Street at Castle Point Park on **July 28, 29, and 30, 2006** (changed from July 7, 8 and 9, 2006) and set up a sound system in front of City Hall on **July 30th** (changed from July 9th).
3. To have electrical illumination along Sinatra Drive and Castle Point Park.
4. To erect concession stands for vendors of food, novelties, games and rides along Sinatra Drive and Castle Point Park.
5. To have music on the bandstand at Castle Point Park.
6. To close streets to traffic along Sinatra Drive between 4th Street and 11th Street, on the following days and hours:

   Thursday, July 27th from 10 am to 4:30 pm for the setup of rides (changed from <u>Thursday, July 6th</u>), Friday, July 28th from 10 am to 11 pm (changed from <u>Friday, July 7th</u>), Saturday, July 29th from 12 pm to 11 pm (changed from <u>Saturday, July 8th</u>) and Sunday, July 30th from 12 pm to 11 pm (changed from <u>Sunday, July 30th</u>).

7. To have the streets cleared of all vehicles and traffic.
8. To maintain two lanes of traffic with a minimum of 12 feet for each lane of travel when streets are to be open to traffic.

9. To have the streets cleared of all parked cars on **Thursday, July 27th** (changed from Thursday, July 6th) at 8:00 am through 4:30 pm so that they may set up trailers, erect rides and set up vendor booths and on **Friday, July 28th** (changed from July 7th) at 8 am to 5:00 pm for vendor set up before the festival begins.

WHEREAS, The City Council of the City of Hoboken endorses this program provided The Association for the Puerto Rican Day Parade secure all the necessary permits, licenses and insurance in a form to be approved by Corporation Counsel;

NOW THEREFORE, BE IT RESOLVED, The Council for the City of Hoboken agrees to allow The Association for the Puerto Rican Day Parade permission to conduct its annual Latin Cultural Festival and Parade.

Approved As to Form:

_____ _____

City Clerk Corporation Counsel

Meeting Date:
April 5, 2006

Introduced by: _____

Seconded by: _____

RESOLUTION

CITY OF HOBOKEN

RESOLUTION AUTHORIZING CONTRACT BETWEEN THE HOBOKEN POLICE DEPARTMENT AND THE MISSION CRITICAL, INC.

WHEREAS, The Federal Communications Commission ("FCC"), has ordered re-banding/reconfiguration of public safety/police radio bands due to interference caused by radio operated by Nextel; and

WHEREAS, Nextel is required to provide comparable facilities and comparable radio coverage; and

WHEREAS, Mission Critical Group, Inc. ("MCG"), has unique experience in negotiating and coordinating the necessary reconfiguration of the Police Department radio bands; and

WHEREAS, it is anticipated that all costs associated with the re-banding will be reimbursed by Nextel, the actual extent of the reimbursement will not be known until after the negotiation phase; and

WHEREAS, the project will be implemented in four phases, including:

1. Initial planning services to assess Hoboken's re-banding status to date;
2. Planning Phase- Services as needed to develop re-banding plan;
3. Negotiate agreement with Nextel;
4. Implement plan; and

WHEREAS, the above listed services will be provided for a sum not to exceed $41,305.00 (forty-one thousand, three hundred five dollars); and

WHEREAS, a contract of this type is in accord with N.J.S.A. 40A:11-5(i)

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above referenced goods and/or services based upon the following information:

   Mission Critical Group, Inc.
   P.O Box 6120
   East Brunswick, N.J. 08816-6120

MEETING: April 5, 2006

APPROVED TO FORM: _____
Joseph S. Sherman, Corporation Counsel

APPROVED: _____
Richard F. England, Business Administrator

Department Director: _____
Carmen LaBruno, Police Chief

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION AUTHORIZING AN APPLICATION WITH THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FY 2007 ROADWAY IMPROVEMENTS TO ADAMS, GRAND, TWELFTH AND THIRTEENTH STREETS

WHEREAS, the City of Hoboken wishes to apply for funding for improvements to the following streets within the City of Hoboken:

- Adams Street, Eleventh St. to Fourteenth St.
- Grand Street, Twelfth St. to Fourteenth St.
- Twelfth St., Jefferson St. to Grand St.
- Thirteenth St., Jefferson St. to Clinton St.

WHEREAS, the application is made to the New Jersey Department of Transportation for the purpose of funding the above referenced roadways.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. They Mayor or his designee is authorized to execute and submit an application to the New Jersey Department of Transportation, for FY 2007 roadway improvement funding.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental Services

_____

Joseph Peluso, Director

Approved as to form:

_____

Joseph S. Sherman, Corporation Counsel

Meeting Date: April 5, 2006

INTRODUCED BY: _____

SECONDED BY: _____

RESOLUTION NO._____

RESOLUTION AWARDING A CONTRACT FOR ARCHITECTURAL AND ENGINEERING SERVICES TO SCHOOR DEPALMA FOR IMPROVEMENTS TO MADISON STREET PARK AND JACKSON STREET PARK

WHEREAS, the City of Hoboken has a need for the provision of architectural and engineering services for schematic design, administration and construction documents for improvements to the Madison Street Park and Jackson Street Park; and

WHEREAS, the architectural and engineering firm of Schoor DePalma, Justin Corporate Center, 200 State Highway Nine, P.O. Box 900, Manalapan, NJ 07726.

has submitted a proposal to provide said services not to exceed a maximum amount of $35,000.00; and

WHEREAS, the funds for the professional services contract are available through the Hudson County Community Development Program and City Capital Bond funds; and

WHEREAS, the Chief Financial Officer certifies that the funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN THAT:

1) the proposal of Schoor DePalma in the amount of $35,000.00 for architectural and engineering services for improvements to Madison Street Park and Jackson Street Park is hereby accepted.

2) the Mayor is hereby authorize to execute a contract with Schoor DePalma for professional architectural and engineering services for the above-stated project on behalf of the City of Hoboken

3) a copy of this resolution shall be published by the City Clerk and the City Clerk shall keep a copy of the contract on file in accordance with N.J.S.A. 40A:11-1 et seq.

Date of Meeting: April 5, 2006

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY COUNCIL OF THE CITY OF HOBOKEN TO CANCEL OUTSTANDING, DATED CHECKS FROM THE CITY OF HOBOKEN MUNICIPAL COURT GENERAL ACCOUNT #3982649987 IN THE AMOUNT OF $1358.01.

WHEREAS, the Municipal Court of the City of Hoboken has yielded the computation that as of September of the year 2005, account number account #3982649987 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from November of 2004 through September of 2005, And have amassed a grand total of $1,358.01; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken Municipal Court General Account: and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests Of the residents of this City. NOW, THEREFORE, BE IT

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the Municipal Court General Account # 3982649987 In the amount of $1,358.01

MEETING DATE: April 5, 2006

APPROVED AS TO FORM: _____

Joseph Sherman
Corporation Counsel

Department Director: _____

Richard England
Interim Business Administrator

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES THE ADMINISTRATION TO ADVERTISE FOR AN AUCTION OF UP TO FIVE (5) NEW TAXI LICENSES ON 21 April 2006.

WHEREAS, the City Council of Hoboken approved, by ordinance, on 7 September 2005, an increase of ten (10) Taxi licenses, and

WHEREAS, the City has auctioned five (5) of these at a public auction on 13 January 2006, and

WHEREAS, the Department of Administration, requests authorization to offer the remaining five (5) at public auction on Friday, 21 April 2006, the said authorized licenses, pursuant to N.J.S.A. 40A:12-13, and,

WHEREAS, N.J.S.A. 40A:12-13 requires two (2) advertisements in a local daily publication, one (1) per week, for two consecutive weeks, with the last advertisement appearing no earlier that seven (7) days prior to the sale, and

WHEREAS, these licenses shall have a minimum opening bid price of Fifty Thousand Dollars ($50,000.00),

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to advertise for, and conduct said auction on the date specified.

MEETING OF: 5 April 2006

APPROVED:

_____
Richard England, Business Administrator

APPROVED AS TO FORM

_____
Joseph S. Sherman, Corporation Counsel

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Inside Caps)	ACCOUNT #	AMOUNT
Personnel S & W	6-01-20-105-010	$ 8,000.00
Mayor's Office SW	6-01-20-110-010	$10,000.00
City Council S&W	6-01-20-111-010	$ 8,000.00
Business Ad. S&W	6-01-20-112-010	$10,000.00
A.B.C. Bd. S & W	6-01-20-113-010	$ 500.00
Grants Mgmt S&W	6-01-20-116-010	$ 7,000.00
City Clerk S & W	6-01-20-120-010	$13,000.00
Finance Super S&W	6-01-20-130-010	$ 8,000.00
Payroll S & W	6-01-20-132-010	$ 3,000.00
Tax Collector S&W	6-01-20-145-010	$ 3,000.00
Info Tech S & W	6-01-20-147-010	$ 3,000.00
Assessor's S & W	6-01-20-150-010	$11,500.00
Comm.Devel. S&W	6-01-20-160-010	$18,500.00
Comm.Devel. O.E.	6-01-20-160-021	$ 3,000.00
Corp.Counsel S&W	6-01-20-155-010	$14,000.00
Planning Bd S & W	6-01-21-180-010	$ 3,500.00
Planning Bd O.E.	6-01-21-180-021	$20,000.00
Zoning Bd/Adj. OE	6-01-21-185-021	$20,000.00
Zoning Off. S & W	6-01-21-186-010	$ 5,500.00
Housing Insp S&W	6-01-21-187-010	$ 6,000.00
Construction S&W	6-01-22-195-010	$ 31,000.00
Police Dept. S & W	6-01-25-241-010	$1,500,000.00
Police Dept O.E.	6-01-25-241-021	$ 30,000.00
Emerg Mgmt S&W	6-01-25-252-010	$ 1,500.00
Fire Dept. S & W	6-01-25-266-010	$450,000.00
Fire Dept. O.E.	6-01-25-266-021	$ 34,000.00
Env. Svcs. Dir.S&W	6-01-26-290-010	$ 7,000.00
Streets & Rds. O.E.	6-01-26-291-021	$ 16,000.00
Solid Waste S & W	6-01-26-305-010	$ 25,000.00
Hum.Svcs.Dir S&W	6-01-27-330-010	$ 6,000.00
Constit Svcs S&W	6-01-27-333-010	$ 13,000.00
Board of Hlth S&W	6-01-27-332-010	$ 17,000.00
Senior Citizens SW	6-01-27-336-010	$ 13,000.00

4/05/06 (Cont'd)

ACCOUNT	ACCOUNT #	AMOUNT
(Inside Caps)		
Rent Control S& W	6-01-27-347-010	$7,000.00
Transport. S&W	6-01-27-348-010	$4,000.00
Parks S & W	6-01-28-375-010	$25,000.00
Parks O.E.	6-01-28-375-021	$30,000.00
Public Prop S&W	6-01-28-377-010	$24,000.00
Electricity O.E.	6-01-31-430-000	$44,000.00
Street Lights O.E.	6-01-31-435-000	$50,000.00
Telecomm. O.E.	6-01-31-450-000	$1,500.00
Munic Court S&W	6-01-43-490-010	$40,000.00
Munic Court O.E.	6-01-43-490-021	$18,440.00
Public Defender SW	6-01-43-495-010	$3,000.00
Social Security OE	6-01-36-472-000	$10,000.00
TOTALS $ 2,635,440.00		
(Outside Caps)		
Group Health OE	6-01-30-400-030	$2,000,000.00
Public Lib. S&W	6-01-29-390-010	$ 32,000.00
Public Lib. O.E.	6-01-29-390-021	$ 50,000.00
TOTALS $ 2,082,000.00		
Utility		
Parking Util. S&W	6-31-55-502-100	$ 60,000.00
Parking Util. O.E.	6-31-55-502-200	$ 700,000.00
TOTALS $ 760,000.00		

MEETING: 5 April 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING FINANCIAL SUPPORT TO THE HOBOKEN VETERANS' MEMORIAL DAY PARADE COMMITTEE.

WHEREAS, the City Council recognizes the efforts made by it military veterans' associations with respect to the Hoboken annual Veteran's day parade, and

WHEREAS, the City Council has in the past supported their efforts through an annual contribution to help defray the costs, and

WHEREAS, the City Council wishes to continue to support this annual City event, NOW THEREFORE BE IT,

RESOLVED, that the Administration is authorized to draw a warrant in the amount of Seven Thousand Five Hundred Dollars ($7,500), payable to the Hoboken Joint Memorial Committee.

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

Approved:

_____
Richard England, Business Administrator

Approved to Form:

_____
Joseph S. Sherman,
Corp.Counsel

April 5, 2006

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT TO SOUTHSIDE JOHNNY AT THE HOBOKEN ARTS AND MUSIC FESTIVAL ON MAY 7, 2006

WHEREAS, THE CITY OF HOBOKEN sponsors the Hoboken Arts & Music Festival, to take place May 7, 2006, and

WHEREAS, part of the festival includes musical presentation and arts and crafts displays; and

WHEREAS, vendor fees and sponsorships for the festival will be the source of funds to pay Southside Johnny & the Asbury Jukes contractual fees through Blue Haro, Inc., FSO Southside Johnny in the sum of $15,000.00 (fifteen thousand dollars); and

WHEREAS, THE CITY OF HOBOKEN considers it desirable to enter into a contract with Southside Johnny & the Asbury Jukes to perform at the Festival on May 7, 2006.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOWS:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents necessary to complete and receive the intent and purpose of this Festival Resolution.

3. The Mayor or his designee is authorized to execute a contract for $15,000.00 (fifteen thousand dollars) performing services of Southside Johnny & the Asbury Jukes / Blue Haro, Inc., FSO Southside Johnny

4. The Mayor or his designee shall furnish such documents as may be required.

5. The Mayor or his designee shall act as authorized correspondent for THE CITY OF HOBOKEN.

6. The Mayor or his designee shall execute necessary contracts.

IN WITNESS WHEREOF, the parties have executed this resolution on this _____day of_____, 2006.

Attest: Mayor and Council of the City of Hoboken

_____ _____

Attest: APPROVED AS TO FORM

_____ _____
Joseph Sherman
Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

North Fork Bank Finance Department Investments Acct # 4144-01466-1
Commerce Bank Finance Department Investments Acct # 3451517639
PNC Bank Finance Department Investment Acct # 80-3084-6118
Independence Bank Finance Department Investments #1246012551

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the North Fork Bank, Commerce Bank, PNC Bank and Independence Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: April 19, 2006

APPROVED AS TO FORM: _____
Joseph Sherman
Corporation Counsel

Department Director: _____
Richard England
Interim Business Administrator

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AMENDING CONTRACT FOR SPECIAL LEGAL COUNSEL (FLORIO & KENNY) LITIGATION AND WORKERS COMPENSATION

WHEREAS, the City of Hoboken requires the services of Special Legal Counsel for litigation and Workers Compensation pursuant to N.J.S.A. 40A:9-140.

WHEREAS, the City of Hoboken has reviewed the qualifications of Edward Florio, Esq. of Florio and Kenny LLC and has determined that Edward Florio can provide these services for the City of Hoboken in an efficient manner.

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for these agreements are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken does hereby authorize a contract between the City of Hoboken and Edward Florio of Florio and Kenny, LLC for various planning services.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that

1. A contract for Special Counsel for the City of Hoboken shall be prepared and executed as follows:

   Edward Florio, Esq.
   Florio & Kenny, LLC
   100 Hudson Street
   Hoboken, New Jersey 07030

   Such firm to be paid at an hourly rate of $140.00, total amount to be amended to Two Hundred Thousand ($200,000.00) dollars from Two Hundred Fifty Thousand ($250,000.00) dollars
2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

Approved:

_____
Richard England, Interim
Business Administrator

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: April 19, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION AMENDING CONTRACT FOR SPECIAL LEGAL COUNSEL – RENT CONTROL
(David Ganz, Esq.)

WHEREAS, the Council of the City of Hoboken considers it necessary and proper to hire special legal counsel for the up-coming year; and

WHEREAS, said legal services are specialized and qualitative in nature and falls within the definition of a professional service as provided under N.J.S.A. 40A:11-2(6) and as such constitutes an exception to the bidding requirements under N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, proposals were advertised in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, funds for these agreements are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. A contract for Special Legal Counsel – Rent Control shall be amended as follows:

   David L. Ganz, Esq.
   Ganz & Livin, L.L.P.
   5 Ryder Road
   PO Box 536
   Fair Lawn, New Jersey, 07410

   such firm to be paid at an hourly rate of $140.00, total amount **be amended from Forty Five Thousand ($45,000.00) dollars to Ninety Five Thousand ($95,000.00) dollars**.

2. This agreement shall be effective July 1, 2005 and terminate June 30, 2006.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

Approved:

_____
Richard England, Interim
Business Administrator

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: April 19, 2006

INTRODUCED BY:_____
SECONDED BY: _____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION RESPONDING TO THE RECOMMENDATIONS OF THE PLANNING BOARD CONCERNING THE PROPOSED REDEVELOPMENT PLAN FOR THE PUBLIC WORKS GARAGE SITE
 # __-__

WHEREAS, the City Council of the City of Hoboken ("City Council") are to consider the adoption of a redevelopment plan entitled "Redevelopment Plan for the Public Works Garage Site," and dated April, 2006, prepared by the planning firm of Phillips Preiss Shapiro Associates, Inc. ("Redevelopment Plan");

WHEREAS, the City Council have reviewed the report of the Planning Board of the City of Hoboken ("the Planning Board") set forth in its resolution adopted April 17, 2006, containing its recommendations concerning the Redevelopment Plan;

WHEREAS, N.J.S.A. 40A:12A-7(e) requires the City Council to approve, disapprove or change each of the recommendations of the Planning Board by a vote of a majority of its full authorized membership, and to record in its minutes the reasons for not following the recommendations.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. Except as otherwise set forth below, the City Council hereby approves of all of the recommendations of the Planning Board concerning the Redevelopment Plan.

2. (If applicable) The City Council hereby disapproves of the following recommendations of the Planning Board for the following reasons:

3. (If applicable) The City Council hereby changes the following recommendations of the Planning Board for the following reasons:

4. All of the above findings are to be reflected in the Redevelopment Plan on its consideration by City Council.

5. The City Clerk shall ensure that the minutes of the meeting at which this resolution is adopted shall contain the above responses to the recommendations of the Planning Board.

Meeting: April 19, 2006

APPROVED:	APPROVED as to form:
_____	_____
Fred M. Bado Director of Community Development	Joseph S. Sherman Corporation Counsel

To: City Council Members
From: Fred Bado, Community Development
Date: April 13, 2006
Re: Public Works Garage Site

Enclosed with the packets for your April 19th meeting are copies of (1) an ordinance adopting a redevelopment plan for the Public Works Garage Site, (2) a proposed redevelopment plan for that area by Phillips Preiss Shapiro Associates, Inc., and (3) a form of resolution responding to the recommendations of the Planning Board.

Please note that at its April 17th meeting, the Planning Board will be reviewing the proposed redevelopment plan and making recommendations thereon. Accordingly, prior to your April 19th meeting, you will be presented with (1) a Planning Board resolution containing those recommendations, (2) a revised draft of the redevelopment plan that incorporates any recommendations of the Planning Board and (3) a black-lined copy of the redevelopment plan indicating any revisions.

The April 19th meeting agenda has listed for action a form of resolution responding to the planning board comments in accordance with the Redevelopment Law. This resolution should be considered before the first reading of the ordinance adopting the redevelopment plan.

Please note that in the event of a rejection or change of any recommendation, that finding must be added to the resolution, and may also require a corresponding change to the redevelopment plan attached to the ordinance prior to introduction.

If you have any questions, please let me know.

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE VIII
TURN PROHIBITIONS

190-14 Left turns prohibited

Section 1: No person shall make a Left Turn at the intersection listed between the Hours described.

Intersection	**Turn Prohibited**	**Movement Prohibited**	**Hours**
Harrison Street and Newark Street	Left	Southbound on Harrison Street to westbound on Newark Street	7:00 am to 10:00 am 4:00 pm to 8:00 pm

Section 2 : All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Approved as to legal form

_____
Corporation Counsel

Meeting: April 19, 2006

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE II
PARKING, STANDING AND STOPING

190-6 No Stopping or Standing

Section 1: The locations described are hereby designated as a No Stopping or Standing Zone. No person shall stop or stand a vehicle at any time upon the following street.

Name of Street	**Side**	**Location**
Newark Street	north	Beginning at the easterly curbline of Jefferson Street and extending 115 feet easterly therefrom.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Meeting Date: April 19, 2006

_____
Approved as to legal from
Corporation Counsel

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN PURSUANT TO N.J.S.A. 40A:12A-7 FOR THE PUBLIC WORKS GARAGE SITE LOCATED IN THE CITY OF HOBOKEN

WHEREAS, by Resolution 06-263 adopted January 19, 2006, the City Council of the City of Hoboken ("City Council") directed and authorized the Planning Board of the City of Hoboken ("Planning Board") to conduct a preliminary investigation and a public hearing to determine whether an area commonly known as "the Public Works Garage Site," and designated as Block 1, Lots 1, 11, 12, 13, and 14, on the Official Tax Map of the City of Hoboken is an area in need of redevelopment according to the criteria set forth in the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-l et seq. ("Redevelopment Law");

WHEREAS, after due notice and a hearing, the Planning Board, by Resolution adopted March 20, 2006, recommended to the City Council that the Public Works Garage Site be declared an area in need of redevelopment pursuant to the Redevelopment Law;

WHEREAS, after receipt of the Planning Board's resolution, the City Council, by Resolution adopted on March 27, 2006, designated the Public Works Garage Site as an area in need of redevelopment pursuant to the Redevelopment Law for reasons stated therein;

WHEREAS, pursuant to the Redevelopment Law, a redevelopment project must be undertaken pursuant to a "redevelopment plan" adopted by ordinance;

WHEREAS, by Resolution adopted March 27, 2006, the City Council retained the services of the firm of Phillips Preiss Shapiro Associates, Inc. ("PPSA"), planning consultants, to prepare such a redevelopment plan;

WHEREAS, PPSA prepared for the City Council a proposed redevelopment plan entitled "Redevelopment Plan for the Public Works Garage Site" ("Proposed Plan") dated April 2006;

WHEREAS, by Resolution adopted April 12, 2006, the City Council requested that the Planning Board review and make recommendations upon the Proposed Plan pursuant to N.J.S.A. 40A:12A-7;

WHEREAS, the Planning Board, after due notice and consideration on April 17, 2006, has reviewed the Proposed Plan, and, by Resolution dated April 17, 2006, recommended the adoption of same by the City Council, subject to its recommendations to the City Council;

WHEREAS, the attached redevelopment plan entitled "Redevelopment Plan for the Public Works Garage Site" dated April by PPSA ("the Redevelopment Plan") incorporates those recommendations of the Planning Board accepted by the City Council in its resolution of April 19, 2006, and otherwise does not vary from the Proposed Plan; and

WHEREAS, the attached Redevelopment Plan meets the statutory requirements of N.J.S.A. 40A:12A-7, and is substantially consistent with, and designed to effectuate, the City's Master Plan as it pertains to the Public Works Garage Site.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

Section 1. The City Council hereby adopts the attached Redevelopment Plan dated April 2006 and prepared by PPSA for the Public Works Garage Site (Block 1, Lots 1, 11, 12, 13 and 14) pursuant to the Redevelopment Law, N.J.S.A. 40A:12A-7. A copy of the Redevelopment Plan shall be maintained in the offices of the City Clerk.

Section 2. The Redevelopment Plan shall supersede applicable provisions of the Zoning Ordinance of the City of Hoboken. In all situations where zoning issues are not specifically addressed by the Redevelopment Plan, the Zoning Ordinances of the City of Hoboken shall remain in full force and effect.

Section 3. Pursuant to N.J.S.A. 40A:12A-7(c), the City Zoning Map is hereby amended consistent with Section 1 above, so as to indicate that the Redevelopment Plan applies to the redevelopment area depicted in Figure 2 on page 3 of the attached Redevelopment Plan, and which is further designated as Block 1, Lots 1, 11, 12, 13, and 14 on the Tax Map of the City of Hoboken.

Section 4. If any provision of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions of this Ordinance, except so far as the provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 5. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. This Ordinance shall take effect immediately upon adoption and publication according to law, and upon filing with the Hudson County Planning Board.

Introduction: April 19, 2006

Public Hearing
and Adoption:_____

Adopted: Approved:

_____ _____
City Clerk, James J. Farina Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Date: April 19, 2006

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$69,296.38** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Ann Marie & Brendan Tyne 222 Willow Ave. #2-B Hoboken, N. J. 07030	43/24/C02-B	222 Willow Avenue	$948.63
Rene C. Milliaressis 176 Piermond Road Norwood, N. J. 07648	195/48	800 Bloomfield St.	$3,859.89
Wells Fargo Home Mortgage 1 Home Campus Des Moines, IA 50328-0001 Attn: Arichica Holt Advance Recovery Unit	205/4/C0002	106 Sixth St.	$671.00

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
F.A.C.R.E.S. P. O. Box 167928 Irving, Texas 75016-7928 Attn: Tammie Jackson	75/6	615 Monroe St.	$39.72
Raymond McAllister P. O. Box 5088 Washington St. Station Hoboken, N. J. 07030	171/11	923 Willow Ave.	$3,713.11
Bayonne Community Bk. Loan Department 104-110 Avenue C Bayonne, N. J. 07002 Attn: Rosa Maria Quinn Loan Servicing Department	177/19/C0001	138-40 Garden St.	$2,455.50
Robert S. Mathews 51-53 Fourteenth St. Apt. # 2B Hoboken, N. J. 07030	245/10/C02-B	51-53 Fourteenth St.	$17.01
Narendra Neel Khichi, Jr. 550 First Street #2 Hoboken, N. J. 07030	28/32/C0002	550 First St.	$3,714.42
Countrywide Tax Service Corporation Attn: Receivable Unit 1757 Tapo Canyon Road Simi Valley, Ca. 93063 Raj Mistry	177/17.1	137-39 Park Ave.	$7,923.31
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211 Attn: Grace Gomez Refund Unit	34/16.11	129 Willow Ave.	$2,211.33

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211 Attn: Claudia Aceves Refund Unit	28/13	125 Monroe St.	$5,873.15
Hudson City Savings West 80 Century Road Paramus, N. J. 07652-1478	15/30	64 Monroe St.	$3,912.08
Sara Wood 1221 South Congress Ave. #1228 Austin, Texas 78704	195/33/C0004	830 Bloomfield St.	$130.00
Chase Home Finance LLC 3415 Vision Drive Columbus, Ohio 43219-6009 Attn: Miriam Mihok-Hopkin Tax Recovery Analyst	167/1	260-66 Fifth St.	$10,074.00
Countrywide Tax Serv. .P. O. Box 10211 Sv3-24 Van Nuys, C 91410-0211 Attn: Patti Crosse	183/30	812 Garden St.	$4,416.70
Robert Altshuler Trust Account 1330 Hamburg Turnpike Wayne, N. J. 07470	25/1/C010N	700 First St.	$339.12

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT

Wells fargo Home Mortg 1 Home Campus Des Moines, IA 50328-0001 Attn: Arichica Holt	166/12	325-27 Willow Ave.	$3,543.53
LSI Tax Services On behalf of Mortgage Lenders Network, USA 10401 Deerwood Park Blvd. Second Floor Jacksonville, Fl 32256 Attn: Karen Heller	177/25	128 Garden St.	$2,434.55
ABN AMRO Mortgage 7159 Corklan Drive Jacksonville, Florida 32258-4455 Attn: Corporate Recovery Dept.	185/7/C002R	1011 Park Ave.	$692.58
Jeffrey Fleming 627 Madison St. Apt-4-C Hoboken, N. J. 07030	76/11.1/C04GB	627 Madison St. `	$98.61
Ocean First Bank 975 Hooper Avenue Toms River, N. J. 08753 Attn: Cheryl Banfield	43/13	223 Clinton St.	$1,969.79
Shannell Goldsby 116 Sandpiper Key Secaucus, N. J. 07094	167/7/0008	519 Willow Ave.	$1,460.27
Danielle Comment 700 First Street Apt#2M Hoboken, N. J. 07030	25/1/C002M	700 First St.	$2,798.08

Meeting: April 19, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Sponsored By:_____

_____

Sponsored By: _____

RESOLUTION NO. _____

RESOLUTION AUTHORIZING SUBMISSION OF APPLICATION TO DEPARTMENT OF AGRICULTURE FOR 2006 SUMMER FOOD SERVICE PROGRAM FUNDS

WHEREAS, the City of Hoboken has, for many years, been the sponsor of a summer food service program for the youth of the City; and

WHEREAS, the State of New Jersey, Department of Agriculture has one again invited the City of Hoboken to submit an application for funding for the 2006 Summer Food Service Program; **now therefore, be it –**

RESOLVED, that the City of Hoboken will submit an application for such funds; and **be it --**

FURTHER RESOLVED, that the Mayor or his designee are hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit such application to the Department of Agriculture;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

Meeting Date: April 19, 2006

Department of Environmental Services

_____

Joseph Peluso, Director

Approved as to form:

_____

Joseph Sherman, Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN
RESOLUTION No._____

THIS RESOLUTION AUTHORIZES THE CITY OF HOBOKEN TO ISSUE TAX ANTICIPATION NOTES FOR THE SFY 2006 BUDGET

WHEREAS, the City of Hoboken has reached the end of the third quarter of it's fiscal 2006 year, and

WHEREAS, the City of Hoboken has expended three quarters of the appropriations which were presented in its' amended SFY 2006 budget, and

WHEREAS, the City of Hoboken has billed and received three quarters of it's anticipated tax revenues, and

WHEREAS, since the City of Hoboken has not billed it's residents their final quarter tax bill, because the City has just adopted its final SFY 2006 budget, there is no formal mechanism for future revenues, now

THEREFORE BE IT RESOLVED, THE Administration is hereby authorized to, in anticipation of the collection of taxes during the current fiscal year, issue tax anticipation notes of the city, each to be known as "Tax Anticipation Notes of SFY 2006", in the amount not to exceed $5,000,000.00. The proceeds of such notes shall be applied only to purposes provided for in the budget or for which taxes year levied for the current year, and

BE IT FURTHER RESOLVED, the following certificate has been prepared by the Chief Finance Officer, Department of Administration, Division of Revenue and Finance and I filed in the Office of the City Clerks,

MEETING: April 19, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Interim Business Administrator**

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the List below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, Hudson County Board of Taxation recommends a settlement in this Matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$230.09**

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
Joseph John Peragine 3 Union Hill Lane Hazlet, N. J. 07730	11/2/B01	713 First St.	$230.09

Meeting: April 19, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the list below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$1,104.43**

NAME	BL\LT\UNIT	PROPERTY	AMOUNT
Richard Nashel Atty Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	B 262.3 L 1 QUAL C0302	700 Washington St.	$1,104.43

Meeting: April 19, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Page Three of Three

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED;)
(Approval; 1112 Washington Street)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A. Section 192-4 is amended to add the following;

Anna M. Castiello 1112 Washington Street: west side of Washington Street, beginning at a point of 205 feet south of the southerly curbline of Twelfth Street and extending 10 feet southerly therefrom.

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as Though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date: May17, 2006

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (422 Monroe Street)

ARTICLE V
LOADING ZONE

190-11 Loading Zone

Section 1: The locations described are hereby designated as a loading zone. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

Name of Street	Time	Side	Location
Monroe Street	8:00 A.M. To 4:00 P.M. Mon.- Fri	West	Beginning at the southerly curbline of Fifth Street and extending 35' feet southerly therefrom.

.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Meeting Date: May 17, 2006

_____
Approved as to legal from
Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken CDBG	4144006733
City of Hoboken O & M Fund	4144008275
City of Hoboken N. Haledon Escrow	4144008556
City of Hoboken Payroll	4144010867
City of Hoboken General Account	4144010925
City of Hoboken Municipal Court Bail	4144010933
City of Hoboken Allied Risk Workers Comp	4144010958
City of Hoboken Green Acre Trust	4144010966
City of Hoboken OEP	4144010974
City of Hoboken Dog Licensing	4144011949
City of Hoboken Capital Account	4144011956
City of Hoboken Law Enforcement Trust	4144011972
City of Hoboken Federal & State Grant	4144012038
City of Hoboken Police Memorial Fund	4144012111
City of Hoboken September 11 Memorial	4144012129

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the North Fork Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: May 17, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Four Thousand Eight Hundred Seven Dollars and Fifty Cents ($4,807.50), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

Meeting: 17 May 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $2,450.00 necessary to meet this contract amount is available in the SFY 2006 Budget, in the following appropriation, Parking Utility Other Expense - 6-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION FOR HANDICAP PARKING ZONE

WHEREAS, the committee denied approval;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that warrants be drawn on the City Treasurer to the order of the following sum opposite the name as reimbursement for handicap parking fees:

NAME / ADDRESS		AMOUNT
Irioo Farriller	115 Bloomfield Street	$125.00
Ethel Dewitt	1210 Hudson Street	$125.00
Francesco Tammaca	305 Monroe Street	$125.00
Suryakant Ray	923 Park Avenue	$125.00
Thomas Golizio	625 Garden Street	$125.00
Aracelis Laurcano	1220 Hudson Street Apt. 422	$125.00

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date: May 17, 2006

An Ordinance Amending
Chapter 110 GARBAGE, RUBBISH AND LITTER,
Adding Cigarettes and Cigarette Receptacles

ARTICLE I

Word Usage and Definitions

§ 110-1. Word usage; definitions.

ARTICLE II

Refuse

§ 110-2. Placement in streets or other public property.

§ 110-3. Deposits or accumulation on private property.

§ 110-4. Deposits in water.

§ 110-5. Duty of owners of property for adjacent sidewalks.

§ 110-6. Litter receptacles.

§ 110-7. Duty of owners of vacant real property.

§ 110-8. Brush, weeds and obnoxious plants.

§ 110-9. Fencing of vacant land; maintenance free of litter.

§ 110-10. Abatement of accumulation by city.

ARTICLE III

Precollection Practice

§ 110-11. Ashes; separate receptacles.

§ 110-12. Wet rubbish and garbage to be drained.

§ 110-13. Tree trimmings.

§ 110-14. Odd- and large-shaped objects.

§ 110-15. Newspapers, boxes, cartons and crates.

§ 110-16. Flourescent and mercury lamps.

ARTICLE IV

Receptacles; Approved Containers; Plastic Bags

§ 110-17. Duty to provide and furnish.

§ 110-18. Plastic bag specifications.

§ 110-19. Refuse container specifications.

§ 110-20. Cigarette Litter Containers.

§ 110-21. Metal containers; identification.

§ 110-22. Replacement of hazardous containers.

§ 110-23. Containers to be kept tightly closed.

§ 110-24. Use of containers; owner's consent.

§ 110-25. Storage of refuse receptacles.

§ 110-26. Garbage collection schedule advertised.

§ 110-27. Itinerant food peddlers; accessible receptacles.

ARTICLE V

Accumulation of Refuse and Swill

§ 110-28. Accumulation restricted.

§ 110-29. Restaurants and similar places of business.

ARTICLE VI

Duties of Owners, Tenants and Their Agents

§ 110-30. Duties imposed.

§ 110-31. Placement of refuse in receptacles.

§ 110-32. Occupants to be liable for violations.

ARTICLE VII

Disposal of Hazardous Refuse

§ 110-33. Disposal requirements.

§ 110-34. Refuse from places where contagious disease prevailed.

§ 110-35. Ammunition and dangerous weaponry.

ARTICLE VIII

Demolition Containers

§ 110-36. Placement on public streets or sidewalks; permits and fees. [Amended 12-7-2005 by Ord. No. DR-219]

§ 110-37. Placement of dumpsters.

§ 110-38. Dumpster identification information.

ARTICLE IX

Litter

§ 110-39. Burning unlawful.

§ 110-40. Deposits on public property.

§ 110-41. Litter thrown from vehicles.

§ 110-42. Merchants to keep sidewalks free from litter.

§ 110-43. Sweeping litter onto roadway.

§ 110-44. Trucks: mud and sticky matter on tires.

§ 110-45. Distribution of handbills and circulars.

§ 110-46. Litter in parks.

§ 110-47. Litter on occupied private property.

§ 110-48. Owner's responsibility.

§ 110-49. Vacant lots.

§ 110-50. Shopping carts.

§ 110-51. Litter boxes and baskets.

§ 110-52. Abandoning empty crates, cartons and packages.

ARTICLE X

Protection of Public Employees

§ 110-53. Interference with Public Works Department.

§ 110-54. Interference with designated city employees.

ARTICLE XI

Penalties

§ 110-55. Violations and penalties.

[HISTORY: Adopted by the Mayor and Council of the City of Hoboken 3-7-79 as Ord. No. C112. Section 110-54 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Department of Environmental Services and Facilities -- See Ch. 12.

ARTICLE I Word Usage and Definitions

§ 110-1. Word usage; definitions.

A. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular

number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

B. Terms defined. As used in this chapter, the following terms shall have the meanings indicated:

ASHES -- The residue from the burning of wood, coal or other combustible material.

CIGARETTE LITTER -- Any cigarette, cigar or any portion thereof, whether lit or unlit, or any packaging related thereto, or any match or matchbook, or any flaming or glowing material, that has been discarded.

CITY -- The City of Hoboken, in the County of Hudson.

DEMOLITION CONTAINER -- A steel, watertight, roll-off c

ontainer having a capacity of fifteen (15) to sixty (60) cubic yards.

DEPARTMENT -- The Department of Public Works.

DIRECTOR -- The Director of the Department of Public Works.

DUMPSTER (sanitation dumpster) -- A steel, watertight refuse container equipped with a tight-fitting lid, having a capacity of three-fourths (3/4) to eight (8) cubic yards.

FOOD PEDDLER -- Any mobile purveyor of prepared food and drink as licensed by the Board of Health under the provisions of the Hoboken Municipal Code.

GARBAGE -- Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

HAZARDOUS REFUSE -- Refuse likely to cause injury or illness during storage, collection or disposal. The term "hazardous refuse" includes, without limitation, pathological and infectious refuse, combustibles and explosives, chemicals and any dead animal weighing more than one (1) pound.

LITTER -- Garbage, cigarette litter, refuse and rubbish, as defined herein, and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare.

PARK -- A park, reservation, playground, recreation center or any other public area within the City of Hoboken owned or used by the city and devoted to active or passive recreation.

PERSON -- Any person, firm, partnership, association, corporation, company or organization of any kind.

PRIVATE PREMISES -- Any dwelling, house, building or other structure designed or used, either wholly or in part, for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling house, building or other structure.

PUBLIC PLACE -- Any and all streets, sidewalks, boulevards, alleys or other public ways and any and all public parks, squares, spaces, grounds and buildings.

REFUSE -- All putrescible and nonputrescible solid waste (except body wastes), including garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles, furniture, refrigerators, appliances, building material and solid market and industrial wastes.

RUBBISH -- Nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper, wrappings, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

SWILL -- A semiliquid waste consisting of food scrap and liquids.

VEHICLE -- Every device in, upon or by which any person or property is or may be transported or drawn upon a highway.

ARTICLE II Refuse

§ 110-2. Placement in streets or other public property.

No person may place refuse on any street, sidewalk, park or other public place, except in city litter receptacles or in plastic bags or refuse containers for collection, in accordance with the provisions of this chapter.

§ 110-3. Deposits or accumulation on private property.

No person may place, deposit or accumulate refuse upon or within any private property, except in plastic bags or refuse containers, in accordance with that provision of this chapter.

§ 110-4. Deposits in water.

No person may deposit refuse in any body of water within the city or bordering the city.

§ 110-5. Duty of owners of property for adjacent sidewalks.

It shall be the duty of owners of real property to prevent the accumulation of refuse upon the sidewalks adjacent to their property.

§ 110-6. Litter receptacles.

No person may place household refuse, construction or demolition refuse or street dirt into city litter receptacles.

§ 110-7. Duty of owners of vacant real property.

It shall be the duty of owners of vacant real property to maintain such property free of refuse, brush, weeds, tree stumps and other noxious plants.

§ 110-8. Brush, weeds and obnoxious plants.

No owner of real property may permit the growth of brush, weeds or other noxious plants to a height of six (6) inches or more upon or within his property or upon the sidewalk adjacent to his property.

§ 110-9. Fencing of vacant land; maintenance free of litter.

All vacant land owned by private interests must be fenced and maintained free of litter.

§ 110-10. Abatement of accumulation by city.

A. Whenever vacant property has been cleaned by the Department of Public Works on two (2) or more occasions and the owner of the property makes no effort to prevent further accumulation of refuse, the city may, by resolution of the City Council, direct the Department of Public Works to abate further accumulation of refuse by erecting a fence around the property or by such other steps as are deemed necessary. Thereafter, the Director shall certify the costs of abatement to the Tax Collector, and such costs shall thereupon become a lien upon the property to the same extent as liens for unpaid municipal property taxes. In addition, the city may have an action to recover such costs against the owner of such lands in any court having jurisdiction thereof.

B. The actions, remedies and penalties set forth in this section shall be imposed in addition to the penalties prescribed by §§ 110-54A and B of Article XI of this chapter.

ARTICLE III Precollection Practice

§ 110-11. Ashes; separate receptacles.

Ashes shall be soaked in water and placed in receptacles separate from those used for garbage and rubbish.

§ 110-12. Wet rubbish and garbage to be drained.

Wet rubbish and garbage shall be drained of all liquids and wrapped in paper before being placed in receptacles for collection.

§ 110-13. Tree trimmings.

Tree trimmings, hedge clippings, lumber and similar material shall be cut to lengths not to exceed four (4) feet each and securely tied in bundles not more than two (2) feet thick.

§ 110-14. Odd- and large-shaped objects.

Objects which, because of their size or shape, do not fit into refuse containers or whose weight exceeds sixty (60) pounds shall be placed out for collection only at such places and at times designated by appointment made with the Department of Public Works. Doors shall be removed from stoves, ovens, refrigerators and other items which have locking doors.

§ 110-15. Newspapers, boxes, cartons and crates.

Newspapers, boxes, cartons and crates shall be collapsed and securely tied in bundles not to exceed two (2) feet in length, height and width and kept separate from other refuse.

§ 110-16. Fluorescent and mercury lamps.

Fluorescent and mercury lamps shall be securely and completely wrapped in cardboard or heavy wrapping paper. The words "fluorescent lamp" shall be written on the outer wrapping in large, clear letters.

ARTICLE IV Receptacles; Approved Containers; Plastic Bags

§ 110-17. Duty to provide and furnish.

There shall be provided for each premises disposable plastic bags or refuse containers sufficient in size and number to hold the refuse accumulating between collections.

In addition, every owner of a food service establishment, an establishment holding a retail consumption license issued by the State of New Jersey, Division of Alcoholic Beverage Control, any nightclub or commercial building in which more than twenty-five (25) individuals are regularly employed shall provide and maintain in good condition a Cigarette Litter Receptacle which shall be located in any outdoor location where employees of the building are either permitted to or do in fact smoke, provided that such a Cigarette Litter Receptacle shall not be located less than five (5) feet from any public entrance to the building. No commercial building owner shall be obligated to provide a Cigarette Litter Receptacle if there is already such a receptacle located on public property within five (5) feet of the location where the employees of the building are either permitted to or in fact smoke.

§ 110-18. Plastic bag specifications.

Plastic bags shall be waterproof and capable of holding their contents without leakage, spillage or tearing. Plastic bags containing refuse shall be kept securely sealed or tied so as to prevent leakage or spillage.

§ 110-19. Refuse container specifications.

Refuse containers shall not be smaller than ten (10) gallons nor larger than thirty-two (32) gallons and shall be constructed of material capable of holding refuse without leakage or spillage. Refuse containers shall be provided with handles so as to be suitable for collection by one (1) person. However, the owners of multiple dwelling homes shall provide each family living in each dwelling with one (1) metal can or container [thirty (30) to thirty-two (32) gallons' capacity] for the deposit of garbage, ashes and other refuse.

§ 110-20. Cigarette Litter Containers.

One of a variety of containers that are specifically designed to be used for the disposal of Cigarette Litter, typically consisting of an enclosed container with a wide base containing sand or other inflammable material, and a narrow neck above with a hole through which Cigarette Litter can be discarded and concealed from view

§ 110-21. Metal containers; identification.

All metal containers or cans used for garbage, refuse, ashes, etc., shall have painted upon them in figures at least six (6) inches tall the house or lot number for which such metal containers or cans are used and shall be enclosed with tight-fitting covers.

§ 110-22. Replacement of hazardous containers.

Refuse containers which do not conform to this chapter, or which have ragged or sharp edges or any defect likely to injure or hamper the person collecting their contents, shall be immediately replaced upon notice to the owner, tenant or occupant of the premises by any member of the Department of Public Works. The Director may authorize the garbage contractor to refuse collection of any container or plastic bag which weighs more than sixty (60) pounds or which has not been replaced upon notice.

§ 110-23. Containers to be kept tightly closed.

Refuse containers containing refuse shall be kept tightly closed between collections.

§ 110-24. Use of containers; owner's consent.

No person may use a refuse receptacle, dumpster or demolition container for refuse storage or collection without the consent of the owner thereof.

§ 110-25. Storage of refuse receptacles.

Refuse receptacles shall be stored only in areas designated for storage between collections. They shall be placed adjacent to the curb in front of the premises or other area designated for collection no earlier than 9:00 p.m. and no later than 12:00 midnight on the day before collection and shall be promptly returned to the storage area upon collection. Refuse receptacles shall not be stored on the sidewalk in front of buildings or houses between collections.

§ 110-26. Garbage collection schedule advertised.

The days scheduled for garbage collection will be advertised at the direction of the Director in at least one (1) local newspaper and, likewise, any change in such schedule will also be advertised in advance of such change or changes in at least one (1) local newspaper.

§ 110-27. Itinerant food peddlers; accessible receptacles.

Itinerant food peddlers shall provide refuse receptacles in readily accessible locations for the use of customers. Receptacles shall be emptied as often as necessary to prevent spillage of refuse and shall be removed upon changing locations.

ARTICLE V Accumulation of Refuse and Swill

§ 110-28. Accumulation restricted.

No person may permit the accumulation of more than seventy-two (72) hours of refuse; except that apartment buildings, commercial premises, industrial buildings and governmental buildings using dumpsters may accumulate a maximum of two hundred forty (240) hours of refuse.

§ 110-29. Restaurants and similar places of business.

No restaurant or place of business selling food for consumption on the premises may accumulate more than twenty-four (24) hours of swill.

ARTICLE VI Duties of Owners, Tenants and Their Agents

§ 110-30. Duties imposed.

Owners, agents of owners, managing agents and superintendents shall each have the duties imposed by this chapter. No person shall be relieved from any duty herein by reason of the fact that an occupant or other person shall have the same or similar duties or shall have failed to report a violation; nor shall any person be relieved of liability by the terms of any lease or agreement.

§ 110-31. Placement of refuse in receptacles.

Owners, agents, tenants and occupants shall place refuse only in receptacles provided for disposal. Refuse shall not be thrown out of windows or down dumbwaiters; nor shall refuse be placed on stairways or fire escapes or in common hallways.

§ 110-32. Occupants to be liable for violations.

An occupant shall be liable for violations of this chapter to the extent that he has the power to prevent a violation or assist in abating a violation. Occupants shall be deemed to have the power to abate a violation if the violation is caused by their own act or the act of a member of their family or household or their guests.

ARTICLE VII Disposal of Hazardous Refuse

§ 110-33. Disposal requirements.

Hazardous refuse shall not be placed in receptacles for regular collection but shall be disposed of in accordance with laws and regulations of the State of New Jersey at the

expense of the owner or possessor thereof. Whenever state law does not apply, the Department of Public Works shall specify the manner of storage and disposal, except as otherwise directed by this chapter.

§ 110-34. Refuse from places where contagious disease prevailed.

Dead animals and clothing, bedding and other refuse from homes or other places where infectious or contagious disease have prevailed, shall be removed under the supervision and direction of the City Health Officer. Such refuse shall not be placed in containers for regular collection.

§ 110-35. Ammunition and dangerous weaponry.

Ammunition, military ordinance, firearms and dangerous weaponry shall not be placed out for collection with any garbage or rubbish. Such items shall be referred to the Director of Public Safety for direction as to disposal.

ARTICLE VIII Demolition Containers

[Amended 2-17-1999 by Ord. No. R-372]

§ 110-36. Placement on public streets or sidewalks; permits and fees. [Amended 12-7-2005 by Ord. No. DR-219]

No person may place a dumpster or demolition container on any public street or sidewalk without first obtaining a demolition container permit from the Department of Environmental Services, or permit a dumpster or demolition container to remain on any public street or sidewalk after the expiration date of a permit previously issued. Demolition container permits shall be issued for specified periods and shall cover a particular dumpster or demolition container at a particular place. Fees for demolition

container permits shall be fifty dollars ($50.) for the first forty-eight (48) hours and twenty dollars ($20.) for each day thereafter.

Dumpsters and demolition containers are not permitted on streets after 5:00 p.m. on Fridays and before 10:00 a.m. on Mondays. No dumpster or demolition containers are permitted on public streets or sidewalks on Saturday or Sunday without the permission of the Director of the Department of Environmental Services.

§ 110-37. Placement of dumpsters.

No dumpster or demolition container shall be placed closer than twenty-five (25) feet from any intersection or crosswalk or closer than six (6) inches from a curb. The areas beneath and surrounding the dumpster or container shall be kept clean and shall be cleaned immediately after removal of the container. Dumpsters or demolition shall not be filled higher than four (4) inches from the top, and dumpsters and containers containing refuse shall be kept covered between the hours of 5:00 p.m. and 6:00 a.m. and whenever being transported.

§ 110-38. Dumpster identification information.

Dumpsters and demolition containers shall bear an identification number assigned by the state and the name, address and telephone number of the person responsible for the container and shall be marked at each end with at least one (1) reflector and with at least one (1) iridescent stripe measuring four (4) feet by four (4) inches.

ARTICLE IX Litter

§ 110-39. Burning unlawful.

No person shall burn any litter in any open place, whether public or private, or in any outside receptacle, incinerator or outdoor fireplace.

§ 110-40. Deposits on public property.

No person shall throw or deposit litter or cigarette litter in or upon any street, sidewalk or other public place within the city, except in public receptacles or in authorized private receptacles for collection. No person shall place any litter in public places for collection, unless such litter is securely wrapped or deposited in properly covered private receptacles in such a manner as to prevent it from being carried or deposited by the elements upon any streets, sidewalks, other private places or upon private property.

§ 110-41. Litter thrown from vehicles.

No person, while a driver or passenger in a vehicle, shall throw or deposit litter or cigarette litter upon any street or other public place within the city or upon private property.

§ 110-42. Merchants to keep sidewalks free from litter.

No person owning or occupying a place of business shall sweep into or deposit in any gutter, street, sewer or other public place within the city the accumulation of litter or cigarette litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the city shall keep the sidewalk in front of their business premises free of litter or cigarette litter.

§ 110-43. Sweeping litter onto roadway.

No person shall sweep into or deposit in any gutter, street or other public place within the city the accumulation of litter or cigarette litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter or cigarette litter.

§ 110-44. Trucks: mud and sticky matter on tires.

No person shall drive or move any truck or other vehicle within the city, unless such vehicle is so constructed or loaded so as to prevent any load or any of the contents of said load from being blown or deposited upon any street, alley or other public place. No person shall drive or move any vehicle or truck, the wheels or tires of which carry onto or deposit in any street, alley or other public place mud, dirt, sticky substances or foreign matter of any kind.

§ 110-45. Distribution of handbills and circulars.

No person shall throw, cast or distribute, or cause to be thrown, cast or distributed, any handbill, circular, card or other advertising matter whatsoever, in or upon any street or public place or in a front yard or in any vehicle or in the vestibule or hall of any building or in any place from which such matter may be blown by the wind onto a street or public place, or place on any pole or public sign any advertising matter unauthorized by the owner of the said pole or public sign.

§ 110-46. Litter in parks.

No person shall throw or deposit litter or cigarette litter in any park within the city, except in public receptacles and in such a manner that the litter or cigarette litter will be prevented from being carried or deposited by the elements upon any part of the park or upon any street or other public place. Where public receptacles are not provided, all such litter shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere as provided herein.

§ 110-47. Litter on occupied private property.

No person shall throw or deposit litter or cigarette litter on any occupied private property within the city, whether owned by such person or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter or cigarette litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.

§ 110-48. Owner's responsibility.

The owner or person in control of any private property shall at all times maintain the premises free of litter or cigarette litter; provided, however, that this section shall not prohibit the storage of litter or cigarette litter in authorized private receptacles for collection.

§ 110-49. Vacant lots.

No person shall throw or deposit litter on any open or vacant public or private property within the city, whether owned by such person or not.

§ 110-50. Shopping carts.

No person shall leave or abandon any shopping cart upon the sidewalks, streets or roadways of the City of Hoboken.[1]

§ 110-51. Litter boxes and baskets.

Any litter boxes or litter baskets which are now provided by the city shall not be used by any person or persons for the depositing of garbage, rubbish or refuse therein.

§ 110-52. Abandoning empty crates, cartons and packages.

No person delivering merchandise to any residents or business establishments in the City of Hoboken shall abandon any empty crates, cartons or packages upon the sidewalks or streets of the City of Hoboken.

ARTICLE X Protection of Public Employees

§ 110-53. Interference with Public Works Department.

No person shall prevent or interfere with any employee of the Department of Public Works in the sweeping or cleaning of any street or in the removal of sweepings, ashes, garbage, rubbish, snow, ice or other refuse material.

§ 110-54. Interference with designated city employees.

No person shall prevent or interfere with employees of the firms or corporations designated by the Council of the City of Hoboken in the sweeping or cleaning of any street or in the removal of sweepings, ashes, garbage, rubbish, snow, ice or other refuse material.

ARTICLE XI Penalties

§ 110-55. Violations and penalties.[1]

A. Any person found guilty of violating any of the provisions of this chapter shall be liable to a fine not to exceed one thousand dollars ($1,000.) or imprisonment for a period not to exceed ninety (90) days, or both, but no fine imposed on any person for the violations of any of the provisions of this chapter shall be less than fifty dollars ($50.).

B. Each day that a violation of the provisions of this chapter is permitted to continue shall constitute a separate violation and be punishable as such.

[1] **Editor's Note: See also Section 168-19.1, Retrieval and Storage Fee for Recovery of Shopping Carts by the City of Hoboken.**

[1] **Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. 1.**

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

Section 1. The City Council hereby adopts the attached Ordinance Amending Chapter 110 Garbage, Rubbish and Litter to include Cigarette Litter and Cigarette Litter Receptacles.

Section 2. If any provision of this Ordinance shall be made invalid by any court of competent jurisdiction, the same shall not affect the other provisions of this Ordinance, except so far as the provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect immediately upon adoption and publication according to law.

Introduction : May 17, 2006

Public Hearing
And Adoption:_____

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Date: May 17, 2006

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$26,901.74** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Diane Bono 829 Washington St. Apartment PD Hoboken, N. J. 07030	219/11/C00PD	829-31 Washington St.	$120.60
Ann D'Amelio 914 Castle Pt. Terrace Hoboken, N. J. 07030	77/15	914 Castle Point Terrace	$181.75
Byeong Jun Kang 606 Adams St. #3 Hoboken, N. J. 07030	77/28/C0003	606-08 Adams St.	$1,522.01

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Steven Grassie 523 Monroe St. #1 Hoboken, N. J. 07030	67/12/C0001	523 Monroe St.	$1,757.07
Haven Saving Bank 621 Washington St. Hoboken, N. J. 07030	16/11/C004B	83-87 Monroe St.	$4,176.69
Hugo Levi 530 Madison St. #5C Hoboken, N. J. 07030	67/17/C0P-8	530-32 Madison St.	$276.97
First American Real Estate Tax Service 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623	219/7/C003R	813 Washington St.	$2,266.65
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, C 91410-0211	36/24/C0004	218-20 Jackson St.	$1,655.49
Wells Fargo Real Estate Tax Service, LLC Attn: Financial Support Unit Region One 1 Home Campus MAC X2502-011 Des Moines, IA 50328-0001	189/1	201 Garden St.	$4,169.96
LT National Title Service 89 Hudson St. 4th Floor Hoboken, N. J. 07030	28/31\C002B	108 Madison St.	$1,314.65

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
First American Real 1201 Elm St.-Suite 300 Dallas, Texas 75270	66/27/C0403	510 Monroe St.	$1,782.06
Wells Fargo Home Mort. 1 Home Campus Des Moines, IA 50328-0001	38/15/C003R	232 Madison St.	$1,889.72
Land America National Lender Services 200 North Warner Road Suite 110 King of Prussia, Pa. 19406	177/25	128 Garden St.	$2,434.55
Julie B. O'Donnell, Esq 1 Newark Street-Suite 34 Hoboken, N. J. 07030	165/31.3/C002R	208 Park Ave.	$1,055.32
Saurav Majumdar 126 Monroe St. #3 Hoboken, N. J. 07030	27/20/C0003	126 Monroe St.	$2,298.25

Meeting: May 17, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS DEPOSITS FOR VEHICLE AVI CARDS USED IN THE MUNICIPAL GARAGES OF THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Four Hundred Fifty Dollars ($2,450.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2006 Budget Fund line number 6-31-55-502-200. (See attached list)

Meeting: 17 May 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN
RESOLUTION No._____

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year SFY 2005 has been filed by a Registered Municipal Accountant with the Hoboken City Clerk, James Farina pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

> R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Hoboken City Council of the City of Hoboken, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON May 17, 2006.

_____
James Farina
City Clerk

APPROVED AS TO FORM:

_____
Joseph Sherman
Corporation Counsel

_____
Richard England
Business Administrator

CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT

GROUP AFFIDAVIT FORM

NO PHOTOCOPIES OF SIGNATURES

STATE OF NEW JERSEY
CITY OF HOBOKEN
COUNTY OF HUDSON

We, members of the governing body of the City of Hoboken, in the County of Hudson, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Hoboken City Council of the City of Hoboken in the County of Hudson;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year SFY 2005;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)
(L.S.)	(L.S.)

Sworn to and subscribed before me this
_____day of _____
Notary Public of New Jersey

_____
Clerk

The Municipal Clerk shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

Sponsored By:_____

Seconded By:_____

CITY OF HOBOKEN RESOLUTION NO._____

RESOLUTION AUTHORIZING THE HOBOKEN ITALIAN FESTIVAL, INC. TO CONDUCT ITS 80TH ANNUAL FEAST IN HONOR OF MADONNA DE MARTIRI

WHEREAS, The Hoboken Italian Festival, Inc., with offices at 332 Adams Street, Hoboken has requested permission to conduct their annual Feast in honor of their patron saint, Madonna Dei Martiri for four consecutive days starting on Thursday, September 7, 2006 through and inclusive to Sunday, September 10, 2006 on Sinatra Drive and Sinatra Park, and

WHEREAS, Hoboken Italian Festival, Inc. has indicated its agenda and requirement to successfully conduct the feast;

(1) To solicit contributions from the general public, to be used solely to pay part of the expenses and religious contributions.
(2) To have a procession with the statue of "Madonna Dei Martiri" – "Mother of Martyrs" through the streets of Hoboken.
(3) To install electric lights on Sinatra Drive from the corner of Fourth Street and River Street up to the Union Dry Dock Property.
(4) To erect a bandstand in Sinatra Park to hold nightly concerts between Thursday, September 7, 2006 through Sunday, September 10, 2006. The hours of live music will be limited to the following schedule: Thursday, September 7th from 5:00 pm to 10:00 pm, Friday, September 8th from 5:00 pm to 11:00 pm, Saturday, September 9th from 12:00 noon to 11:00 pm and Sunday, September 10th from 12:00 noon to 10:00 pm. Recorded music will be permitted at moderate levels and speakers positioned not to disturb area residents and will be discontinued at 11:00 pm. The bandstand will be directed in a northern direction in an effort to minimize the noise levels in the southern waterfront residential areas.
(5) To erect concession stands and trucks on Sinatra Drive, for vendors of food, novelties, games and rides.
(6) To hold a raffle to be drawn on Sunday, September 10, 2006.
(7) To have a procession through sections of Hoboken which is led by the feast committee, the guest of honor, the band, the statue of the saint and the members of the society and devotees on Saturday, September 9, 2006 to begin at 10:00 am.
(8) On Saturday, September 10, 2006 at about 9:00 pm to shoot a special pyrotechnic fireworks show on the riverfront at Pier A Park, subject to the approval of the U.S. Coast Guard and local Fire Permits.
(9) To have the streets cleared of all vehicles and traffic, and
(10) To maintain two lanes of traffic with a minimum of 12 feet for each lane of

travel when streets are to be open to traffic.

WHEREAS, That the Signal & Traffic Division prepare the necessary Traffic regulations.

WHEREAS, The City Council of the City of Hoboken endorses this program provided the Hoboken Italian Festival, Inc. secure all the necessary permits, licenses and insurance in a form to be approved by Corporation Counsel;

NOW THEREFORE, BE IT RESOLVED, The City Council hereby grants permission to the Hoboken Italian Festival, Inc. to conduct its feast and fireworks display on the above dates and wishes them success for a happy event subject to the applicant's compliance with all requirements regarding permits, licenses and insurance and further subject to the approval of the U.S. Coast Guard.

Approved As to Form:

_____ _____

City Clerk Corporation Counsel

Meeting Date: May 17, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO SCHOOR DEPALMA FOR THE SITE INVESTIGATING/REMEDIAL INVESTIGATION PROPOSAL OF THE MUNICIPAL GARAGE

WHEREAS, the City of Hoboken requires the services of Schoor DePalma for site investigation/remedial investigation proposal of the municipal garage; and

WHEREAS, the City has reviewed the qualifications and proposal of Schoor DePalma and has determined that Schoor DePalma can provide these services for the City of Hoboken in an efficient manner; and

WHEREAS, this type of work constitutes a service of an extraordinary and unspecifiable nature and as defined by N.J.S.A. 40A:11-5(1)(a)(ii); and

BE IT RESOLVED, that a contract is awarded to Schoor DePalma in an amount not to exceed Ninety Five Thousand Six Hundred ($95,600.00) dollars.

NOW, THEREFORE BE IT RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor or his designee is authorized to execute an Agreement for the above referenced services based upon the following:

Service Provider: **Schoor DePalma**
Justin Corporate Center
200 State Highway Nine
PO Box 900
Manalapan, NJ 07726

Term of Contract:

To be completed within Forty Five (45) days from the start of the project.

Approved: _____ _____
Richard England, Business Administrator Joseph Sherman, Corporation Counsel

Date: May 17, 2006

THIS RESOLUTION AUTHORIZES THE TRANSFER OF FUNDS WITHIN ACCOUNTS IN THE FISCAL YEAR 2006 CURRENT FUND APPROPRIATIONS.

BE IT RESOLVED, that the following SFY 2006 budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken:

CURRENT FUND			FROM	TO
Operations - Within "Caps"				
Public Property S & W	6-01-28-377-011		$ 50,000.00	
Parks S & W	6-01-28-375-011			$ 50,000.00
			$_____	$_____
		TOTAL	$ 50,000.00	$ 50,000.00
Operations - Outside "CAPS"				
Parking Utility O.E.	6-31-55-506-000		$200,000.00	
Parking Utility O.E.	6-31-55-502-200		_____	$200,000.00
		TOTAL	$200,000.00	$200,000.00

MEETING OF: 17 May 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

APPROVED: _____
Richard England, Business Administrator

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken Summer Lunch	4144006741
City of Hoboken Payroll Agency	4144010768
City of Hoboken Current Fund	4144010792
City of Hoboken Collectors Operating	4144010982
City of Hoboken NJ Employment	4144012012
City of Hoboken Fire Dedicated l	4144012079
City of Hoboken TAM Restaurant	4144012103
City of Hoboken Storage Tanks	4144013150
City of Hoboken Investment	4144014661

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the North Fork Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: June 7, 2006

APPROVED AS TO FORM:

_____
Joseph Sherman
Corporation Counsel

_____
Richard England
Business Administrator

Sponsored By:_____

Sponsored By: _____

RESOLUTION NO. _____

RATIFYING SUBMISSION OF APPLICATION TO THE HUDSON COUNTY OFFICE OF CULTURAL & HERITAGE AFFAIRS/TOURISM DEVELOPMENT FOR FUNDS FOR THE ARTISTS STUDIO TOUR & SUMMER ENCHANTED EVENINGS

WHEREAS, the City of Hoboken has, for many years, been the recipient of funds for the Artists Studio Tour & Summer Enchanted Evenings through the Hudson County Office of Cultural & Heritage Affairs/Tourism Development; and

WHEREAS, the Hudson County Office of Cultural & Heritage Affairs/Tourism Development has one again invited the City of Hoboken to submit an application for funding for 2007 Local Arts Program Funds (LAP); **now therefore, be it –**

RESOLVED, that the City of Hoboken will submit an application for such funds; and **be it --**

FURTHER RESOLVED, that the Mayor or his designee are hereby authorized on behalf of the City of Hoboken to:

1. Execute and submit such application to the Hudson County Office of Cultural & Heritage Affairs/Tourism Development;
2. Furnish such documents as may be required;
3. Act as authorized correspondent of the City of Hoboken;
4. Execute necessary contracts, if funding is awarded.

Meeting Date: June 7, 2006

Department of Human Services

_____

Carmelo G. Garcia, Director

Approved as to form:

_____

Joseph S. Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO_____

RESOLUTION AUTHORIZING A SIDEWALK CAFÉ IN ACCORDANCE WITH THE ZONING ORDINANCE OF THE CITY OF HOBOKEN FOR LEO'S GRANDEVOUS RESTAURANT AND BAR AT 200 GRAND STREET, HOBOKEN

WHEREAS, Leo's Grandevous Restaurant and Bar at 200 Grand Street, Hoboken, New Jersey has submitted a request to the Hoboken City Council that they be permitted to establish a "sidewalk café" in accordance with the Zoning Ordinance of the City of Hoboken; and

WHEREAS, the Zoning Ordinance of the City of Hoboken defines a "sidewalk café" as being fully enclosed by a temporary structure; and

WHEREAS, a permitted "sidewalk café" is a conditional use with the conditions expressed in section 196-38Q of the Zoning Code of the City of Hoboken:

1) extent of the encroachment into the public sidewalk right of way;
2) a renewable annual contract with the City of Hoboken
3) site plan review and approval by the Hoboken Planning Board

WHEREAS, the Hoboken City Council is desirous of authorizing a grant of a revocable license renewable at one year intervals for the purpose of erecting and maintaining a sidewalk café upon the public sidewalk right of way for Leo's Grandevous Restaurant and Bar at 200 Grand Street, Hoboken;

NOW, THEREFORE, BE IT RESOLVED BY THE HOBOKEN CITY COUNCIL THAT:

1) the City of Hoboken enter into a contract with the applicant, Leo's Grandevous Restaurant and Bar at 200 Grand Street, Hoboken to permit a "sidewalk café" in accordance with the Zoning Ordinance of the City of Hoboken.
2) that the Mayor of the City of Hoboken or his designee execute said agreement.
3) that the Hoboken City Council shall adopt appropriate ordinance to allow said "sidewalk café" onto the public sidewalk right of way upon site plan approval by the Hoboken Planning Board.

Meeting Date: June 7, 2006

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AMENDING SPECIAL LEGAL COUNSEL - REDEVELOPMENT FOR THE CITY OF HOBOKEN

WHEREAS, the City of Hoboken continues to require the services of Special Legal Counsel – Redevelopment pursuant to N.J.S.A. 40A:9-140.

WHEREAS, the City of Hoboken has reviewed the qualifications of Gordon Litwin, Esq. of Ansell Zaro Grimm & Aaron having an office at 60 Park Place, Suite 1114, Newark, New Jersey, and has determined that the attorney can provide these services for the City of Hoboken in an efficient manner.

WHEREAS, this type of work constitutes a professional service as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

WHEREAS, additional funds for this agreement are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken does hereby authorize a contract between the City of Hoboken and Gordon Litwin, Esq. for various Redevelopment services.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. A contract for Special Counsel for Redevelopment for the City of Hoboken shall be prepared and executed as follows:

   Gordon Litwin, Esq.
   Answell Zaro Grimm & Aaron
   60 Park Place
   Suite 1114
   Newark, New Jersey 07102

   The firm shall be paid at an hourly rate of $140.00, not to exceed $100,000.00 dollars. (increased from $50,000.00)

2. This agreement shall be effective November 14, 2005 and terminate November 13, 2006.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq*.

Approved:

_____
Richard England, Interim
Business Administrator

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: June 7, 2006

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SUPPLY OF DAILY LUNCHES TO THE CITY OF HOBOKEN'S SUMMER LUNCH PROGRAM BASED ON THE LOWEST RESPONSIVE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the supply of daily lunches to the Summer Lunch Program for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 06-16:

Vendor	**$/Lunch**	**Total $ Proposal**
Karson Food Service, Inc. **3409 Rose Avenue** **Ocean, N.J. 07712**	**$ 2.257**	**$ 25,910.36**

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

   Karson Food Service, Inc.
   3409 Rose Avenue
   Ocean, N.J. 07712

Approved:

Approved to Form:

_____

_____

Richard England, Business Administrator

Joseph S. Sherman, Corp.Counsel

Date: 7 June 2006

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $25,910.36 necessary to meet this contract amount for SFY 2007 will be available in the following appropriations, Summer Lunch Program (G-02-44-701-316). These funds will be sufficient to meet the contractual commitment providing for:

The Annual Summer Lunch Program.

and awarded to the following vendor:

Karson Food Service, Inc.
3409 Rose Avenue
Ocean, N.J. 07712

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES THE PAYMENT OF MEDICARE PART "B" BENEFITS TO CONTRACTUALLY ENTITLED RETIREES.

WHEREAS, pursuant to the provisions of existing labor agreements with the employee unions within the City of Hoboken, and,

WHEREAS, a provision of said contracts provide for the reimbursement of Medicare Part "B" expenses to those retirees who are entitled to said expenses, and

WHEREAS, the retirees shown on the attached lists have satisfactorily justified the reimbursement of their Medicare Part "B" expenses, therefore, be it

RESOLVED, that the City Council of Hoboken hereby authorizes the Administration to generate warrants in the amount shown and provide payments to those individuals in the amounts shown.

MEETING: 7 June 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin.

Joseph S. Sherman, Corp.Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $88,266.50 necessary to meet this contract amount for SFY 2006 is available in the following appropriation, Group Health Benefits Other Expense (6-01-30-400-030). These funds will be sufficient to meet the contractual commitment providing for:

Payment of Medicare Part "B" expenses to City retirees

and awarded to the following vendor:

See Attached Lists

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION FOR THE REJECTION OF THE PROPOSALS SUBMITTED IN RESPONSE TO THE REQUEST FOR PROPOSALS CONCERNING THE PUBLIC WORKS GARAGE SITE AND FOR THE TERMINATION OF THE RFP PROCESS

WHEREAS, the City of Hoboken reviewed proposals submitted on May 26, 2006, in response to its Request for Proposals ("RFP") for the acquisition and redevelopment of Block 1, Lot 1 of the Public Works Garage Site Redevelopment Area; and

WHEREAS, in issuing the RFP, the City of Hoboken expressly reserved the rights, exercisable in its sole discretion, to reject any and all responses to the RFP and to terminate the RFP process for any reason; and

WHEREAS, the City received two (2) proposals, neither of which the City deems to be satisfactory in terms of (1) the purchase price offered for Block 1, Lot 1, (2) compliance with the payment terms set forth in the RFP, nor (3) responsive to the RFP in other material respects; and

WHEREAS, the City Council further finds it to be in the best interests of the City of Hoboken to reject all of the proposals submitted to it and to terminate the present RFP process without selecting a redeveloper for Block 1, Lot 1; and

WHEREAS, with the termination of the RFP process, the City Council desires to retract the notice it sent to the Hudson County Improvement Authority ("HCIA") of its intention to exercise its option to repurchase Block 1, Lot 1, by June 22, 2006.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The proposals received by the City on May 26, 2006, in response to the RFP for the acquisition and redevelopment of Block 1, Lot 1 of the Public Works Garage Site Redevelopment Area are hereby rejected.

3. The present RFP process is hereby terminated.

4. The Council hereby authorizes the Mayor, or his designee to (i) notify those

entities that submitted proposals of this decision, and (ii) send a letter to the HCIA retracting its notice of its intention to exercise its purchase option on Block 1, Lot 1.

Date of Meeting: June 6, 2006

APPROVED:

APPROVED AS TO FORM:

_____
Fred M. Bado, Director
Community Development

_____
Joseph S. Sherman,
Corporation Counsel

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN

RESOLUTION NO._____

RESOLUTION BY THE HOBOKEN CITY COUNCIL TO EMBARK ON A SCHEDULE OF SYSTEMATIC REPLACEMENT OF THE COBBLESTONE SPANNING COURT STREET FROM FIRST TO SEVENTH STREETS

WHEREAS, Court Street is a designated historic site which spans from Newark Street at First to Seventh Street; and

WHEREAS, over the years due to repairs, the "Cobblestone" pavers have been removed or tarred over; and

WHEREAS, the City has Cobblestones in storage. The intention of the Hoboken City Council is to continue their support of the Historic Restoration and Preservation of the architectural history of Hoboken.

NOW, THEREFORE, BE IT RESOLVED, the Hoboken City Council directs the Department of Environmental Services, under the Directory Joseph Peluso to embark on a schedule of systematic replacement of the Cobblestone spanning Court Street from First to Seventh Streets. Replacement work needs to take place during the regular work period of Monday through Friday, 9:00 a.m. to 5 p.m.

1. The above recitals are incorporated herein as though fully set forth at length;

2. This Resolution shall be in effect immediately.

Approved:

_____
Richard England, Interim
Business Administrator

Approved as to form:

_____
Joseph S. Sherman,
Corporation Counsel

Date of Meeting: June 7, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING CONTRACT FOR CONSULTING SERVICES FOR HOBOKEN PARKING UTILITY
(Parking Operations and Management Review)

WHEREAS, the Hoboken Parking Utility is in need of specialized consulting services as it moves to enhance the administrative and management structure; and

WHEREAS, Bier Associates has been identified as having specialized skill and background in providing consulting in distinct specialties including Parking Operations and Management Review of Hoboken Parking Utility; and

WHEREAS, Bier Associates of Parking and Government Services Consultants of 144 Livingston Avenue, New Brunswick, New Jersey 08901 is so recognized; and

WHEREAS, this consulting service is a professional service as defined under N.J.S.A. 40A:11-2(6) and constitutes an exception to the bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(a)(i); and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. A contract for Consulting Services for the Parking Utility shall be prepared and executed as follows:

   Leonard Bier, Esq.
   Bier Associates
   144 Livingston Avenue
   New Brunswick, New Jersey 08901
   For a total amount not to exceed Fifty Thousand ($50,000.00) dollars.
   .

2. This agreement shall be effective July 1, 2006 and terminate June 30, 2007.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq*.

APPROVED:

_____
Richard England, Interim Business Administrator

APPROVED TO FORM:

_____
Joseph S.Sherman, Corporation Counsel

DATE: June 7, 2006

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. ____

RESOLUTION AUTHORIZING THE H.C.C. TO STRUCTURE A PAYMENT SCHEDULE FOR MARINE VIEW TENANTS TO THE PARKING UTILITY

WHEREAS, the owners of Marine View Plaza, Empire State Management Co. LP-AAF have been negligent in their monetary obligation to the Hoboken Parking Utility in accruing $1,970,416.00 debt in parking charges; and

WHEREAS, the owners are including the dept as part of their argument for a rent increase; and

WHEREAS, the H.C.C. recognizes the need to assist the residents of Marine View Plaza with regard to the recent purposed 34% rent increase.

NOW THEREFORE BE IT RESOLVED, that the H.C.C. directs the proper authority to structure a payment schedule in accordance with the Marine View budget for the purpose of paying down the debt, therefore removing the $1,970,416.00 figure from the negotiation.

Approved:

_____
Richard England
Business Administrator

Approved to form:

_____
Joseph S. Sherman, Corporation Counsel

MEETING: June 7, 2006

Introduced by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. ____

RESOLUTION AUTHORIZING ST. ANN'S CHURCH TO CONDUCT ITS 97th ANNUAL FESTIVAL

WHEREAS, St. Ann's Church has requested permission to conduct its annual Feast in Honor of St. Ann from Friday, July 21st through Wednesday, July 26th 2006 ; and

WHEREAS, St. Ann's Church has indicated on the attached agenda and its requirements to successfully conduct the Feast as follows:

1. To have a procession with the Statue of St. Ann through the streets of Hoboken.
2. To erect a bandstand at the corner of 7th and Jefferson Streets and one in their courtyard.
3. To have electrical illumination and decorations in the Church area.
4. To erect concession stands for vendors of food, novelties, games and rides in the Church area.
5. To have lights and fireworks prior to the feast and during the procession- and the filing of the necessary surety bonds as provided by law and local ordinance.
6. To have music and entertainment on the bandstands.
7. To close streets to traffic as outlined in the attached diagram, on the following days and hours:

   Friday, July 21st from 6:00 p.m. through 11:00 p.m.
   Saturday, July 22nd and Sunday, July 23rd from 1:00 p.m. through 11:00 p.m.
   Monday, July 24th, Tuesday, July 25th from 6:00 p.m. through 11:00 p.m.
   Wednesday, July 26th , from 9:00 a.m. through 11:00 p.m.

8. To have rides on Madison Street – between 7th and 8th Streets.
9. To have the streets cleared of all vehicles, per enclosed diagram, from Thursday, July 20th at 8:00 a.m. through Thursday, July 27th at 8:00 p.m. so that they may do the following:

   Put trailers into place
   Erect rides
   Set up vendor booths
   Clean up after Festival

10. To place festival banners on city poles along Washington Street.
11. To clear street in the alcove in front of the Citadel condominiums at the corner of 7th & Jefferson Streets on Thursday, July 20th at 6:00 a.m. so that the bandstand may be erected.

RESOLVED, that the Council for the City of Hoboken agrees to allow St. Ann's Church permission to conduct its annual Feast in honor of Saint Ann.

Approved:

_____
Richard England
Business Administrator

Approved to form:

_____
Joseph S. Sherman, Corporation Counsel

MEETING: June 7, 2006

ANSELL ZARO GRIMM & AARON
A PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

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MITCHELL J. ANSELL
BRIAN E. ANSELL
ALLISON ANSELL RYAN ✧ †
MICHAEL V. BENEDETTO
DOUGLAS J. KATICH≈
HAROLD GOLDMAN
DAVID B. ZOLOTOROFE
KEVIN T. CORCORAN♦
DONNA L. MAUL
RICK BRODSKY ♦
LAWRENCE H. SHAPIRO ♦ ◻
STEVEN J. BRODMAN
GEORGE G. WHITMORE
EDWARD J. AHEARN ◻

IN MEMORIAM:
LEON ANSCHELEWITZ (1929-1986)
MAX M. BARR (1929-1993)
MILTON M. ABRAMOFF (1935-2004)

FREDERICK C. RAFFETTO ~
KRISTINE M. BERGMAN ◻
JENNIFER S. KRIMKO
JASON S KLEIN ♦
MELANIE J. SCROBLE
ANDREW J. PROVENCE ♦
BARRY M. CAPP ♦ Δ
LYNNE PETILLO
DOUGLAS A. DAVIE ♦
GREG S. GARGULINSKI ♦
WILLIAM E. THRONE, IV ♦
SEAMUS CURLEY
TRACEY L. SCHNEIDER

COUNSEL
GORDON N. LITWIN
MAURICE L. STONE ~ ∞
ROBERT I. ANSELL
LISA GOLDWASSER ♦

LICENSED ALSO IN:
Δ D.C. ✧ MA. ♦ N.Y.
◻ PA. ~ FL. ∞ NV. ≈ IL.

† FELLOW, AMERICAN ACADEMY OF MATRIMONIAL LAWYERS

‡ CERTIFIED BY THE SUPREME COURT OF NEW JERSEY AS A CIVIL TRIAL ATTORNEY

June 1, 2006

By Facsimile (201) 420-2096
Mr. Fred Bado
City of Hoboken
94 Washington Street
Hoboken, NJ 07030

Re: Public Works Garage Site
Responses to Request For Proposals

Dear Fred:

This letter provides background information as to how the City of Hoboken may proceed in the above matter following the submission of responses to the Request for Proposals on May 26, 2006. We understand that the City may desire to terminate the RFP process because of the quantity and quality of proposals received. The City has a clear and unequivocal right to do so. In accordance with the discussion below, we have prepared the enclosed form of resolution for the consideration of the City Council to effectuate this result.

Reservation of Right to Termination of RFP Process

At the onset, we note that this RFP process is not controlled by the public bidding requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and the Local Lands and Building Law, N.J.S.A. 40A:12-1 et seq. Section 4.1 of the RFP so advised potential respondents. As authorized by the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-8, the City reserves far more power over this RFP process than it would over one conducted pursuant to either of the aforementioned public bidding laws.

In Section 4.5 ("Right of the City") of the RFP, the City expressly reserved the following rights and options, exercisable in its sole discretion, with regard to this RFP process:

"A. To reject, for any reason, including non-compliance or partial compliance with the RFP, any and all Responses and components thereof and to eliminate any and all Respondents responding to the RFP from further consideration for this selection . . .

F. To decline to select any Respondent for any purpose . . .

H. To abandon this selection process at the City's convenience at any time, for any reason . . . ."

In addition, Sections 2.10 and 4.1 of the RFP provide, respectively:

> "The City further reserves the right to (a) ***abandon this RFP process***; (b) ***reject*** any or ***all Responses***; and (c) waive any informality or non-conformance in any Response",
>
> "Notwithstanding anything else stated herein, ***the City reserves the right to*** select or ***reject*** a Respondent or ***all Respondents on any basis it deems appropriate***, or to waive any item or requirement set forth in this RFP." (emphasis added).

Clearly, the City reserved the right to terminate the RFP process for any or no reason.

Non-Conformities of Proposals Submitted

In reviewing the proposals submitted by Metro-Ran Garage Stop, LLC and by Applied Cali Partners, several significant non-conformities with the RFP requirements are noted. (No other proposals were submitted). The RFP expressly requires that the purchase price be paid in full at closing, which was to occur no later than June 30, 2006. In the Second Addendum to the RFP, the City provided that it may consider proposals in which at least $16 million is payable by said date with the balance to be paid within 90 days thereafter. These requirements are important for several reasons, but particularly because the City had an immediate need for approximately $16 million to pay its debt to the Hudson County Improvement Authority and to balance its FY 2006 budget.

Neither proposal meets these requirements of the RFP with regard to the payment of the purchase price. Metro-Ran proposed a purchase price of $22.1 million, with a $6 million deposit by June 30, 2006, and the balance payable upon a delayed closing following a 24-month or 30-month period during which the City would use the garage facility. Applied Cali proposed a purchase price of $18 million, with $16 million payable by June 30, 2006, and the balance payable after a leaseback period of similar duration.

We leave judgment as to the sufficiency of the proposed purchase prices to other City officials. However, we further note that both submissions omit important information required by the RFP. For instance, the Metro-Ran proposal did not contain a written summary of the proposed development program. Similarly, Applied Cali did not submit any conceptual plans for, or written summary of the proposed development program. These omissions are significant

because the City may not be able to clearly ascertain whether either proposal is compliant with the Redevelopment Plan and/or evaluate the extent to which deviations may be required.

While the RFP permits (but does not require) the City to further negotiate with, and to request additional information from Metro-Ran and/or Applied Cali, the above significant deficiencies would appear to constitute valid reasons for the termination of this RFP process.

Other Considerations

Should the City choose to terminate this RFP process, the City may continue to search for a redeveloper in a number of ways. The City could, for instance, privately negotiate with potential developers or initiate a new RFP process that may include more time for property evaluation and studies by prospective developers. However, budgetary considerations aside, the City is not obligated to make any immediate judgment as to how it wishes to proceed.

In addition, the cessation of the RFP process does not, in any way, terminate, suspend or alter the Redevelopment Plan adopted by ordinance for the Public Works Garage Site. That Plan may only be so affected by the adoption of a subsequent ordinance.

Finally, if the subject property is not to be transferred on or before June 30, 2006, the City should consider revoking its 60-day notice to the HCIA advising of its intention to exercise its option to purchase the property by June 22, 2006 (as previously communicated). If and when a new potential closing date is established, the City could then re-notice the HCIA. Otherwise, the pending notice may obligate the City to take further action(s) with regard to the exercise of its purchase option. The enclosed resolution authorizes revocation of the pending notice.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to call me at (973) 642-1801.

Sincerely yours,

/s/

Gordon N. Litwin

Enclosure
cc: Joseph Sherman, Esq.

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES THE TRANSFER OF FUNDS WITHIN ACCOUNTS IN THE FISCAL YEAR 2006 CURRENT FUND APPROPRIATIONS.

BE IT RESOLVED, that the following SFY 2006 budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken:

CURRENT FUND Operations - Within "Caps"	FROM	TO
Personnel O.E.	6-01-20-105-021 $ 1,400.00	
Finance Super S & W	6-01-20-130-011	$ 5,000.00
Accts & Control S & W	6-01-20-131-011	$ 5,000.00
Planning Board S & W	6-01-21-180-011	$ 5,000.00
Housing Insp. S & W	6-01-21-187-011	$ 10,000.00
Construction S & W	6-01-22-195-011 $ 25,000.00	
Emerg. Mgmt. O.E.	6-01-25-252-021 $ 700.00	
Hispanic Affairs S & W	6-01-27-331-011	$ 12,000.00
Board of Health S & W	6-01-27-332-011	$ 3,000.00
Constit. Svcs. S & W	6-01-27-333-011 $ 8,000.00	
Senior Citizens S & W	6-01-27-336-011	$ 13,000.00
Transportation S & W	6-01-27-348-011	$ 5,000.00
Salary Adjust. O.E.	6-01-36-478-000 $ 76,200.00	
Personnel S & W		6-01-20-105-011 $ 1,400.00
Mayor's Office S & W		6-01-20-110-011

City Council S & W	**$ 500.00 6-01-20-111-011**
City Council O.E.	**$ 2,000.00 6-01-20-111-021**
Business Admin S & W	**$ 500.00 6-01-20-112-011**
Purchasing S & W	**$ 8,000.00 6-01-20-114-011**
Payroll S & W	**$ 7,000.00 6-01-20-132-011**
Tax Collector S & W	**$ 700.00 6-01-20-145-011**
Assessor's S & W	**$ 9,500.00 6-01-20-150-011**
Special Counsel O.E.	**$ 2,500.00 6-01-20-156-020**
Community Dev. S & W	**$ 25,000.00 6-01-20-160-011**
Zoning Officer S & W	**$ 8,000.00 6-01-21-186-011**
Emergency Mgmt S & W	**$ 1,500.00 6-01-25-252-011**

Environ Svcs Dir. S & W	**$ 700.00 6-01-28-290-011**
Central Garage S & W	**$ 15,000.00 6-01-26-301-011**
Central Garage O.E.	**$ 2,000.00 6-01-26-301-021**
Human Svcs Dir. S & W	**$ 15,000.00 6-01-27-330-011**
	$ 5,000.00

CURRENT FUND

	FROM	TO
Operations - Within "Caps"		
Board of Health O.E.	**6-01-26-332-021**	**$ 20,000.00**
Senior Citizens O.E.	**6-01-27-336-021**	**$ 1,000.00**
Public Prop. S & W	**6-01-28-377-011**	**$ 10,000.00**
Public Prop. O.E.		

		6-01-28-377-021
		$ 25,000.00
Parks S & W		
		6-01-28-375-011
		$
		$ 9,000.00
	TOTALS	**$ 169,300.00**
		$ 169,300.00

CURRENT FUND

		FROM	**TO**
Operations - Outside "CAPS"			
Public Library O.E.	**6-01-29-390-021**	**$ 25,000.00**	
Worker's Comp. O.E.			**6-01-30-400-020**

$ 25,000.00

MEETING OF: 7 June 2006

APPROVED AS TO FORM:

_____

Joseph Sherman, Corporation Counsel

APPROVED: _____

Richard England, Business Administrator

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES THE ADMINISTRATION TO ADVERTISE FOR AN AUCTION OF ABANDONED VEHICLES ON 16 JUNE 2006.

WHEREAS, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned vehicles, that are in the possession of the Hoboken Police Department and/or the Hoboken Parking Utility for over thirty days, the said authorized pursuant to provision of N.J.S.A. 39:10A-1 and

NOW THEREFORE BE IT RESOLVED, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 16 June 2006, at 11:00 A.M., in the City Hall, Court Room, 94 Washington Street, the vehicles set forth on the attached list pursuant to law.

MEETING OF: 7 June 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

Department Director: _____
Richard England, Business Administrator

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. ____

RESOLUTION MERGING FY 2003 AND FY 2004
ROADWAY IMPROVEMENT PROJECTS

WHEREAS, the completion of the FY 2003 NJDOT Roadway Improvement Project left a significant remainder of funding in the FY 2003 NJDOT grant; and

WHEREAS, the City of Hoboken was unsuccessful in its attempt to extend the FY 2003 Roadway Improvement project based on requested contractor remobilization costs; and

WHEREAS, the City of Hoboken, upon NJDOT approval, included said FY 2003 funds in the FY 2004 NJDOT Roadway Improvement project; and

WHEREAS, the City of Hoboken Department of Environmental Services has completed FY 2003 and FY 2004 NJDOT Roadway Improvement Projects and has submitted for the final funding reimbursement; and

WHEREAS, NJDOT has requested the merger of FY 2003 and FY 2004 Roadway Improvement projects before acceptance of the final payment voucher; and

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken in the County of Hudson that:

1. The FY 2003 Roadway Improvement Project be merged with the FY 2004 Roadway Improvement project.
2. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

This Resolution is effective immediately.

Department of Environmental Services:

_____
Joseph Peluso, Director

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date of Meeting: June 21, 2004

Sponsored by:_____

Seconded by:_____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED;)
(Approval; 62 Monroe Street, 606 Hudson Street)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A Section 192-4 is amended to add the following;

Peter Romano 62 Monroe Street: west side of Monroe Street, beginning at a point of 170 feet from the southery curbline of First Street and extending 22 feet southerly therefrom.

Joseph Corrado 606 Hudson Street: west side of Hudson Street, beginning at a point of 108 feet from the northerly curbline of SixthStreet and extending 22 feet northerly therefrom.

B All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as Though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date: June 21, 2006

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES THE TRANSFER OF FUNDS WITHIN ACCOUNTS IN THE FISCAL YEAR 2006 CURRENT FUND APPROPRIATIONS.

BE IT RESOLVED, that the following SFY 2006 budget Current Fund appropriation transfers are hereby authorized for the City of Hoboken:

CURRENT FUND		FROM	TO
Operations - Within "Caps"			
Grants Mgmt. S & W	6-01-20-125-010	$ 11,000.00	
City Clerk S & W	6-01-20-120-010	$ 5,000.00	
Audit O.E.	6-01-20-135-020	$ 18,000.00	
Acquisition of Vehicles O.E.	6-01-25-242-020	$ 6,000.00	
Signal & Traffic O.E.	6-01-25-267-021	$ 1,000.00	
Information Technology S & W	6-01-20-147-010	$ 3,000.00	
Water & Sewer O.E.	6-01-31-445-000	$ 53,000.00	
Fuel Oil O.E.	6-01-31-447-000	$ 14,000.00	
Salary Adjustments O.E.	6-01-36-478-010	$175,200.00	
Business Administrator S & W	6-01-20-112-010		$ 500.00
Elections S & W	6-01-20-122-010		$ 1,500.00
Finance Supervisor O.E.	6-01-20-130-021		$ 7,000.00
Tax Collector O.E.	6-01-20-145-021		$ 3,000.00
Assessor's O.E.	6-01-20-150-021		$ 3,700.00
Special Counsel O.E.	6-01-20-156-020		$ 50,000.00
Emergency Management S & W	6-01-25-252-010		$ 1,000.00
Streets & Roads O.E.	6-01-26-291-021		$ 3,000.00
Central Garage S & W	6-01-26-301-010		$ 300.00
Solid Waste S & W	6-01-26-305-010		$ 3,000.00
Solid Waste O.E.	6-01-26-305-021		$ 95,000.00
Senior Citizens S & W	6-01-27-336-010		$ 1,000.00
Public Property S & W	6-01-28-377-010		$ 6,000.00
Public Property O.E.	6-01-28-377-021		$ 8,000.00
Recreation O.E.	6-01-28-370-021		$ 35,000.00
Unemployment Insurance O.E.	6-01-23-225-020		$ 1,200.00
Electricity O.E.	6-01-31-430-000		$ 15,000.00
Street Lights O.E.	6-01-31-435-000		$ 31,000.00
Gasoline O.E.	6-01-31-460-000		$ 21,000.00
	Total	$ 286,200.00	$ 286,200.00

MEETING OF: 21 June 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

APPROVED: _____
Richard England, Business Administrator

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION RATIFIES THE ACTION OF THE ADMINISTRATION IN THE PUBLIC AUCTION OF ABANDONED/SURPLUS VEHICLES HELD ON 16 JUNE 2006

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 16 June 2006 in the Court Room in City Hall, and,

WHEREAS, following the bidding process three (3) bids were received during the auction for the bulk sale of Thirteen (13) abandoned vehicles. These bids were:

Mile Square Towing **1520 Jefferson Street** **Hoboken, NJ 07030**	**$ 1.050.00**
Jersey One Auto Sales **7 County Road** **Jersey City, NJ 07307**	**$ 7,055.00**
New Star Auto Sales, LLC **6 New County Road** **Jersey City, NJ 07307**	**$ 2,800.00**

And, WHEREAS, Three (3) proposals were received for the twenty-five (25) surplus City vehicles. These were:

Jersey One Auto Sales **7 County Road** **Jersey City, NJ 07030**	**$ 7,090.00**
New Star Auto Sales, LLC **6 New County Road** **Jersey City, NJ 07307**	**$ 2,000.00**
GXR Auto Wreckers **10 East Linden Ave.** **Jersey City, NJ 07305**	**$ 5,100.00**

WHEREAS, said bidder, Jersey One Auto Sales was the successful bidder on both the sale of abandoned and surplus vehicles and ,

WHEREAS, Jersey One Auto Sales tendered cash, in the amount of Fourteen Thousand One Hundred Forty-Five Dollars ($14,045.00) for the said abandoned/surplus vehicles and their respective titles, said cash being deposited with the office of City Clerk, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said

transaction.

MEETING: 21 June 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION DESIGNATING PORTIONS OF THE SOUTHWEST IT DISTRICT AS AN AREA IN NEED OF REDEVELOPMENT

WHEREAS, by Resolution 06-264 and pursuant to the Local Redevelopment and Housing Law, N.J.SA. 40A:12A-1 et seq. (the "Redevelopment Law"), the City Council of the City of Hoboken directed the Planning Board of the City of Hoboken to conduct a preliminary investigation and public hearing to determine whether all or part of the area ("the Study Area") known and designated on the Tax Map of the City of Hoboken as Blocks 3, 3.1, 3.2, 4, 5, 6, 7, 8, 8.1, 9, 10, 12, 14, 23 and 139.1 (and inclusive of all lots therein), located in the southwest corner of the City, and designated as the proposed "IT (Industrial Transition) Zoning District" by the City's Master Plan, is an area in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the Planning Board, following an initial review of the proposed area for redevelopment, adopted a map prepared depicting the boundaries of the Study Area, pursuant to N.J.S.A. 40A:12A-6(b)(1); and

WHEREAS, as required by N.J.S.A. 40A:12A-6, the Planning Board held a special meeting and public hearing on Tuesday, June 6, 2006, to determine whether the Study Area is an area in need of redevelopment in accordance with the Redevelopment Law and thereupon, duly adopted a resolution recommending that certain parts of the Study Area be designated as an area in need of redevelopment; and

WHEREAS, at the public hearing, testimony was given concerning the inclusion of Block 5 in the proposed redevelopment area, notwithstanding the finding of the Southwest IT District Redevelopment Study prepared by Heyer, Gruel & Associates, planning consultants, dated April, 2006 ("the Study") regarding said Block 5; and

WHEREAS, at the public hearing, the Planning Board's planning consultants offered testimony supportive of the exclusion of Block 3.2, Lots 1-5 as integral to adjoining developed property, notwithstanding the recommendation in the Study and the relevant Planning Board resolution that such properties be included in the proposed redevelopment area; and

WHEREAS, the City Council has considered the recommendation of the Planning Board and the Study; and

WHEREAS, the City Council has considered the presentation of Susan Gruel and Fred Heyer, principals of Heyer, Gruel & Associates, who prepared said Study.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The City Council finds as follows:

a. The Study Area contains 15 blocks, totaling approximately 13 acres in size, and is located entirely within the I-2 Industrial District (Mixed Use) in the southwest corner of Hoboken.

b. The City's Master Plan recommends converting the I-2 Industrial District into a new "IT" Industrial Transition District to provide for limited industrial uses, public facilities, office development, residential dwellings (as conditional uses subject to specific requirements) and park space. The Study Area is also within a greater area identified by the Master Plan as the part of Hoboken with the "most potential to be transformed."

c. The Study Area is located along Newark Street, Observer Highway and Paterson Avenue, three of the gateways into Hoboken. Located within a half mile of a light rail station and within one mile of Hoboken Terminal (with light rail, NJ Transit, PATH and ferry service connections), the Study Area has excellent mass transit accessibility and vehicular access.

d. Notwithstanding its accessibility, the Study Area is characterized by areas with buildings or improvements that exhibit underutilization, stagnancy, faulty arrangement or design, dilapidation, excessive land coverage, deleterious land uses, obsolescence and obsolete layout. Several properties within the Study Area have already undergone transformation and renovation.

e. Certain properties within the Study Area, while potentially valuable and useful to contributing to and serving the public welfare, are unproductive due to their present conditions, improvements and/or uses. As found in the Study, these properties collectively have a very low improvement-to-land ratio (0.6:1), which is indicative of considerable underutilization. In contrast, the improvement-to-land ratios of properties in the Study that are not in need of redevelopment are much higher (some exceeding 10:1), which is further indicative of the potential value and usefulness to the public welfare of certain properties within the Study Area.

f. Significant portions of the Study Area are used for surface parking or motor vehicle storage, which, given the scarcity of vacant land in Hoboken, are not productive uses and are further inconsistent with the City's Master Plan.

g. Based upon the detailed, property-by-property analysis in the Study and

testimony received by the Planning Board, the following properties within the Study Area meet the statutory criteria for redevelopment:

Blocks 3.1, 4, 6, 12, and 14 (all Lots);
Block 3, Lots 3-11;
Block 3.2, Lots 6-15;
Block 9, Lots 1-4, and 6-7;
Block 10, Lots 1-7, and 27-37;
Block 23, Lot 1;
Block 139.1, Lots 1, 3, and 4.

Specifically, the above properties meet one or both of the following criteria set forth in N.J.S.A. 40A:12A-5 for the designation of an area for redevelopment:

> (i) Areas with building or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangements or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals or welfare of the community, N.J.S.A. 40A:12A-5(d), and
>
> (ii) A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare, N.J.S.A. 40A:12A-5(e).

h. Based upon the Study and testimony received by the Planning Board, the following properties within the Study Area should be, in accordance with N.J.S.A. 40A:12A-3, included in the recommended redevelopment area because such properties are necessary for the effective redevelopment of the subject area.

Block 5 (all Lots);
Block 10, Lots 8-26;
Block 139.1, Lot 2.

Inclusion of each such property is necessary due to its proximity to other parcels in need of redevelopment, and/or its common ownership with adjoining parcels together with the City's desire for a comprehensive redevelopment plan.

2. The City Council further adopts the findings of the Study as follows:

> "The properties identified in this study as being in need of redevelopment have the potential to be part of a comprehensive redevelopment plan to revitalize and rejuvenate the City's southwest corner, which would benefit the entire City,

advance the purposes of the Master Plan, and promote the public welfare. Conversely, to allow the Study Area to remain stagnant, underutilized and unproductive would prevent it from achieving its full potential, is at odds with the Master Plan, and would be detrimental to the public welfare."

3. Therefore, the City Council determines that the properties identified in Paragraphs 1(g) and 1(h) above and highlighted on the map hereto affixed as Attachment A, should be and hereby are designated as an area in need of redevelopment, as provided in N.J.S.A. 40A:12A-5.

4. The City Council further finds that the following properties within the Study Area should be EXCLUDED from the proposed redevelopment area, because these properties neither meet the criteria for redevelopment nor are necessary to effectuate redevelopment of said area:

Block 3, Lots 1, 1.1 and 2;
Block 3.2, Lots 1-5;
Blocks 7, 8 and 8.1 (all Lots);
Block 9, Lots 5.1 and 5.2; and
Block 23, Lot 2.

5. The City Clerk shall forthwith transmit a copy of this resolution to the Commissioner of Community Affairs, in accordance with N.J.S.A. 40A:12A-6.

6. Within ten (10) days of the adoption of this resolution, the City Clerk shall further serve a notice of the determination of the City Council to designate the Southwest IT District as an area in need of redevelopment upon each person, if any, who filed a written objection thereto and supplied an address to which such notice can be sent.

Date of Meeting: June 21, 2006

APPROVED:

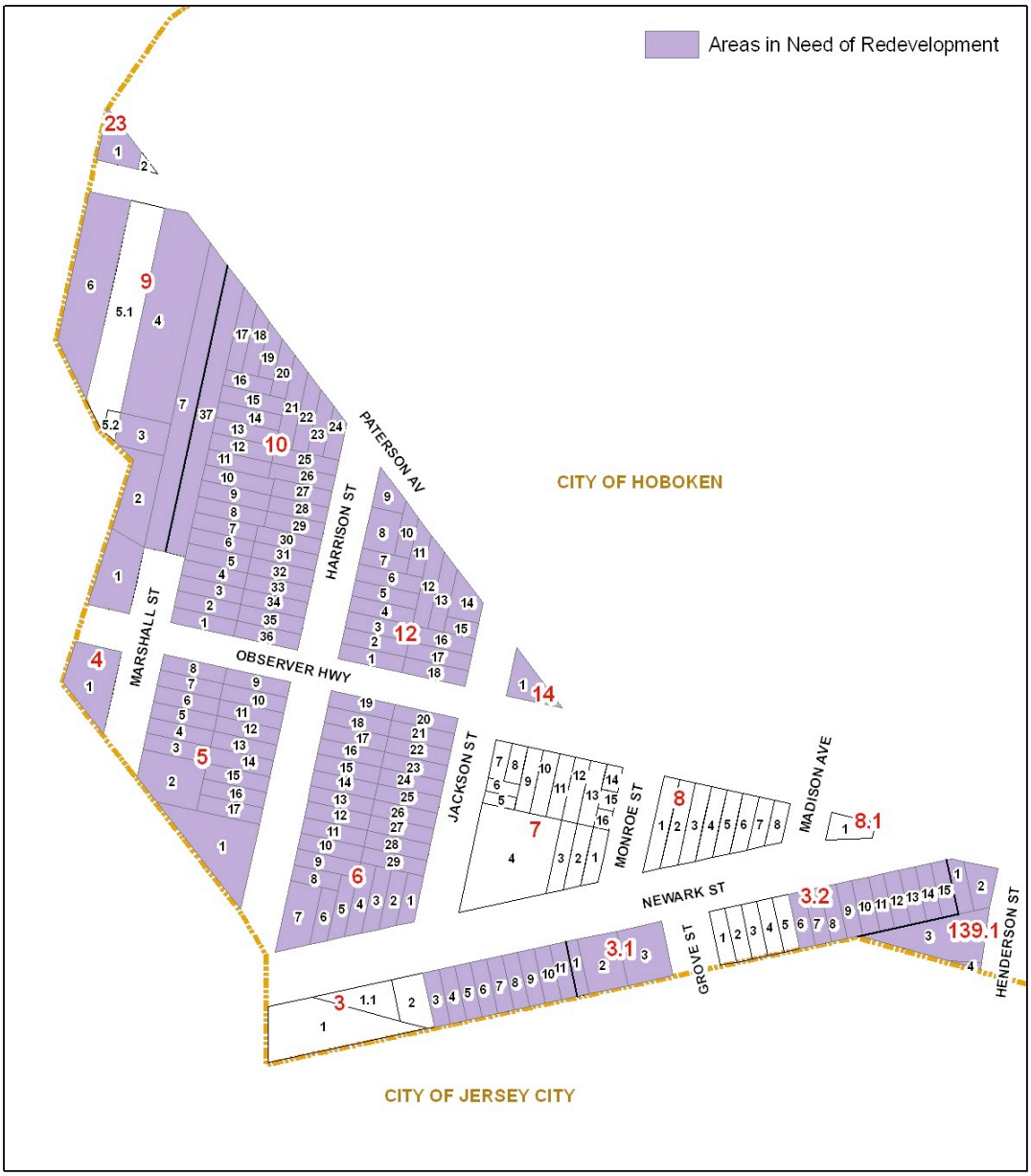
_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman,
Corporation Counsel

ATTACHMENT A

SOUTHWEST IT DISTRICT REDEVELOPMENT AREA



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Data Source: NJDEP 2002 Digital Orthophotography & City of Hoboken

City of Hoboken

Southwest "IT" District Revelopment Study Area

Areas in Need of Redevelopment

Hudson County | HEYER, GRUEL & ASSOCIATES COMMUNITY PLANNING CONSULTANTS | New Jersey

1:2,400 | April 2006

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION DESIGNATING PORTIONS OF THE SOUTHWEST IT DISTRICT AS AN AREA IN NEED OF REDEVELOPMENT
 # __-__

WHEREAS, by Resolution 06-264 and pursuant to the Local Redevelopment and Housing Law, N.J.SA. 40A:12A-1 et seq. (the "Redevelopment Law"), the City Council of the City of Hoboken directed the Planning Board of the City of Hoboken to conduct a preliminary investigation and public hearing to determine whether all or part of the area ("the Study Area") known and designated on the Tax Map of the City of Hoboken as Blocks 3, 3.1, 3.2, 4, 5, 6, 7, 8, 8.1, 9, 10, 12, 14, 23 and 139.1 (and inclusive of all lots therein), located in the southwest corner of the City, and designated as the proposed "IT (Industrial Transition) Zoning District" by the City's Master Plan, is an area in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the Planning Board, following an initial review of the proposed area for redevelopment, adopted a map prepared depicting the boundaries of the Study Area, pursuant to N.J.S.A. 40A:12A-6(b)(1); and

WHEREAS, as required by N.J.S.A. 40A:12A-6, the Planning Board held a special meeting and public hearing on Tuesday, June 6, 2006, to determine whether the Study Area is an area in need of redevelopment in accordance with the Redevelopment Law and thereupon, duly adopted a resolution recommending that certain parts of the Study Area be designated as an area in need of redevelopment; and

WHEREAS, at the public hearing, testimony was given concerning the inclusion of Block 5 in the proposed redevelopment area, notwithstanding the finding of the Southwest IT District Redevelopment Study prepared by Heyer, Gruel & Associates, planning consultants, dated April, 2006 ("the Study") regarding said Block 5; and

WHEREAS, the Planning Board has recommended the inclusion of Block 3.2, Lots 1-5 in the proposed redevelopment area, and the Study further recommended that any residential parking lost on those lots be replaced as part of a comprehensive redevelopment plan; and

WHEREAS, the City Council has considered the recommendation of the Planning Board and the Study; and

WHEREAS, the City Council has considered the presentation of Susan Gruel and Fred Heyer, principals of Heyer, Gruel & Associates, who prepared said Study.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The City Council finds as follows:

a. The Study Area contains 15 blocks, totaling approximately 13 acres in size, and is located entirely within the I-2 Industrial District (Mixed Use) in the southwest corner of Hoboken.

b. The City's Master Plan recommends converting the I-2 Industrial District into a new "IT" Industrial Transition District to provide for limited industrial uses, public facilities, office development, residential dwellings (as conditional uses subject to specific requirements) and park space. The Study Area is also within a greater area identified by the Master Plan as the part of Hoboken with the "most potential to be transformed."

c. The Study Area is located along Newark Street, Observer Highway and Paterson Avenue, three of the gateways into Hoboken. Located within a half mile of a light rail station and within one mile of Hoboken Terminal (with light rail, NJ Transit, PATH and ferry service connections), the Study Area has excellent mass transit accessibility and vehicular access.

d. Notwithstanding its accessibility, the Study Area is characterized by areas with buildings or improvements that exhibit underutilization, stagnancy, faulty arrangement or design, dilapidation, excessive land coverage, deleterious land uses, obsolescence and obsolete layout. Several properties within the Study Area have already undergone transformation and renovation.

e. Certain properties within the Study Area, while potentially valuable and useful to contributing to and serving the public welfare, are unproductive due to their present conditions, improvements and/or uses. As found in the Study, these properties collectively have a very low improvement-to-land ratio (0.6:1), which is indicative of considerable underutilization. In contrast, the improvement-to-land ratios of properties in the Study that are not in need of redevelopment are much higher (some exceeding 10:1), which is further indicative of the potential value and usefulness to the public welfare of certain properties within the Study Area.

f. Significant portions of the Study Area are used for surface parking or motor vehicle storage, which, given the scarcity of vacant land in Hoboken, are not productive uses and are further inconsistent with the City's Master Plan.

g. Based upon the detailed, property-by-property analysis in the Study and testimony received by the Planning Board, the following properties within the Study Area meet the statutory criteria for redevelopment:

Blocks 3.1, 4, 6, 12, and 14 (all Lots);
Block 3, Lots 3-11;
Block 3.2, Lots 6-15;
Block 9, Lots 1-4, and 6-7;
Block 10, Lots 1-7, and 27-37;
Block 23, Lot 1;
Block 139.1, Lots 1, 3, and 4.

Specifically, the above properties meet one or both of the following criteria set forth in N.J.S.A. 40A:12A-5 for the designation of an area for redevelopment:

(i) Areas with building or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangements or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals or welfare of the community, N.J.S.A. 40A:12A-5(d), and

(ii) A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare, N.J.S.A. 40A:12A-5(e).

h. Based upon the Study and testimony received by the Planning Board, the following properties within the Study Area should be, in accordance with N.J.S.A. 40A:12A-3, included in the recommended redevelopment area because such properties are necessary for the effective redevelopment of the subject area:

Block 3.2, Lots 1-5;*
Block 5 (all Lots);
Block 10, Lots 8-26;
Block 139.1, Lot 2.

Inclusion of each such property is necessary due to its proximity to other parcels in need of redevelopment, and/or its common ownership with adjoining parcels together with the City's desire for a comprehensive redevelopment plan.

2. The City Council further adopts the findings of the Study as follows:

"The properties identified in this study as being in need of redevelopment have

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* The Skyline Condominium Association owns these lots, which are used by Skyline residents as surface parking. The City Council recommends that redevelopment preserve the amount of parking available to Skyline residents on these lots, and that any redevelopment plan incorporate such recommendation.

the potential to be part of a comprehensive redevelopment plan to revitalize and rejuvenate the City's southwest corner, which would benefit the entire City, advance the purposes of the Master Plan, and promote the public welfare. Conversely, to allow the Study Area to remain stagnant, underutilized and unproductive would prevent it from achieving its full potential, is at odds with the Master Plan, and would be detrimental to the public welfare."

3. Therefore, the City Council determines that the properties identified in Paragraphs 1(g) and 1(h) above and highlighted on the map hereto affixed as Attachment A, should be and hereby are designated as an area in need of redevelopment, as provided in N.J.S.A. 40A:12A-5.

4. The City Council further finds that the following properties within the Study Area should be EXCLUDED from the proposed redevelopment area, because these properties neither meet the criteria for redevelopment nor are necessary to effectuate redevelopment of said area:

Block 3, Lots 1, 1.1 and 2;
Blocks 7, 8 and 8.1 (all Lots);
Block 9, Lots 5.1 and 5.2; and
Block 23, Lot 2.

5. The City Clerk shall forthwith transmit a copy of this resolution to the Commissioner of Community Affairs, in accordance with N.J.S.A. 40A:12A-6.

6. Within ten (10) days of the adoption of this resolution, the City Clerk shall further serve a notice of the determination of the City Council to designate the Southwest IT District as an area in need of redevelopment upon each person, if any, who filed a written objection thereto and supplied an address to which such notice can be sent.

Date of Meeting: June 21, 2006

APPROVED:

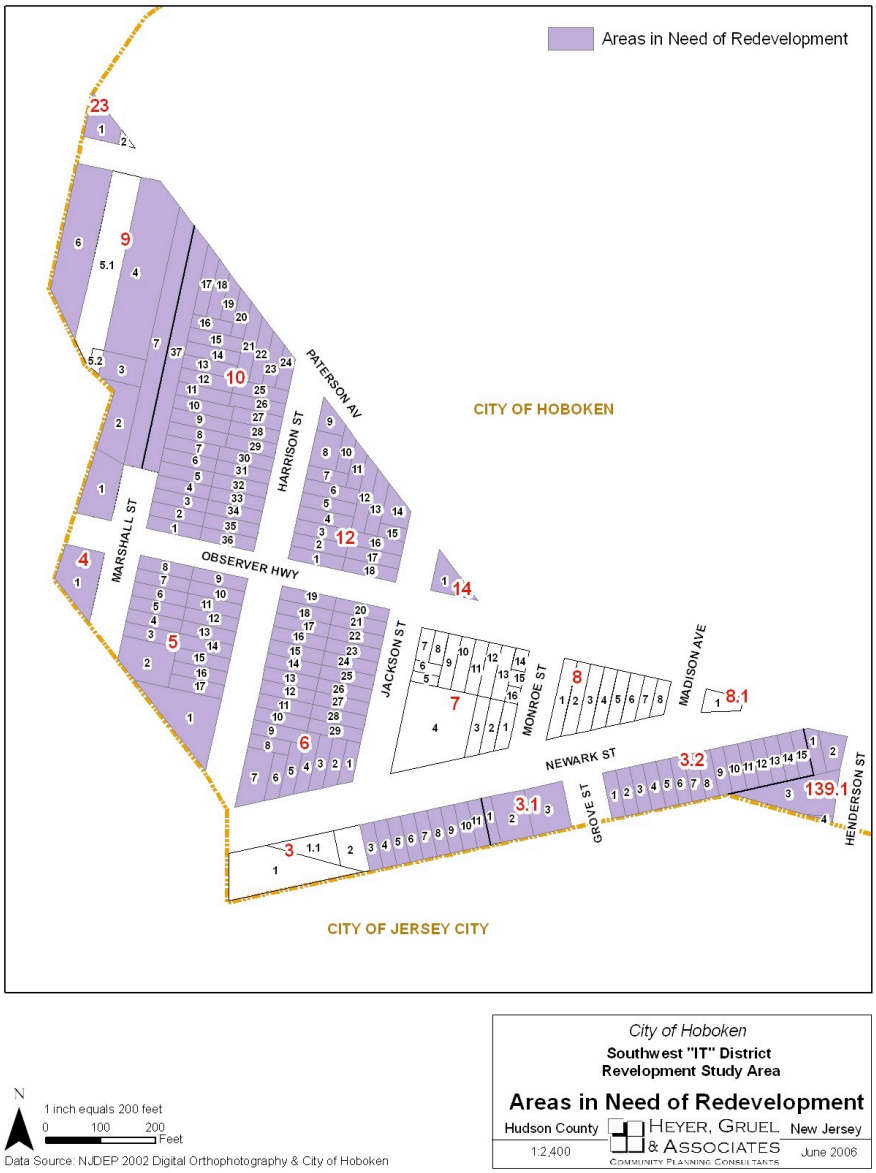
_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman,
Corporation Counsel

ATTACHMENT A

SOUTHWEST IT DISTRICT REDEVELOPMENT AREA*



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1 inch equals 200 feet
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Data Source: NJDEP 2002 Digital Orthophotography & City of Hoboken

City of Hoboken
Southwest "IT" District Revelopment Study Area
Areas in Need of Redevelopment
Hudson County | New Jersey
1:2,400 | HEYER, GRUEL & ASSOCIATES COMMUNITY PLANNING CONSULTANTS | June 2006

* Inclusive of Block 3.2, Lots 1 through 5.

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken Old Payroll Account Excess #609007157

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the Provident Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: June 21, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Sponsored by _____

Seconded by _____

A RESOLUTION RATIFYING THE SUBMISSION OF A REQUEST FOR FUNDS FROM THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS FOR THE FY2006 POLICE DOMESTIC VIOLENCE TRAINING GRANT PROGRAM

WHEREAS, the City of Hoboken Police Department has applied for a grant from the New Jersey Department of Community Affairs in the amount of $ to reimburse the City of Hoboken Police Department for the training of police officers with regards to Domestic Violence and the Prevention of Violence Against Women against

WHEREAS, in accordance with the Grant Agreement, the purpose of this grant is to fund necessary equipment purchases that will enhance and improve the response time of the Hoboken Police Department, the Hoboken Fire Department and the Hoboken Volunteer Ambulance Corps; and

WHEREAS, the City of Hoboken on behalf of the Hoboken Volunteer Ambulance Corps, shall purchase a Mass Casualty Response Unit vehicle for an amount not to exceed $42,000 through a contracted state vendor. This vehicle shall be donated to the Hoboken Volunteer Ambulance Corps and the City of Hoboken will be reimbursed the entire amount of this purchase from the FY05 Statewide Local Domestic Preparedness Equipment Grant Program; **now, therefore, be it –**

RESOLVED, by the Mayor and the City Council of the City of Hoboken that the City of Hoboken shall purchase a Mass Casualty Response Unit vehicle for an amount not to exceed $42,000 through a contracted state vendor and donate said vehicle to the Hoboken Volunteer Ambulance Corps; **and be it further –**

RESOLVED, that the City of Hoboken shall be reimbursed the entire amount of the cost of this vehicle from the FY05 Statewide Local Domestic Preparedness Equipment Grant Program in accordance with the Grant Agreement correspondence dated March 24, 2005.

Meeting Date: July 20, 2005

Department of Business Administration

_____
Richard England, Interim Business Administration

Approved to form:

_____
Corporation Counsel

RESOLUTION

WHEREAS, on this date the Municipal Council of the City of Hoboken has adopted City Ordinance No. **258** (the "Ordinance"), which, among other things authorizes the execution of a Lease Purchase Agreement and the issuance of Certificates of Participation (the "Certificates") in connection with the sale of the City's Department of Public Works Garage and the Refinancing of Certain Lease Revenue Bonds (the "HCIA Bonds") of The Hudson County Improvement Authority relating thereto; and

WHEREAS, the issuance of the Certificates will provide moneys (i) a portion of which will be sufficient to defease the HCIA Bonds, and (ii) a portion of which will be applied by the City as a revenue in its 2005/2006 Fiscal Year; and

WHEREAS, in order to avoid a deficit in the City's 2005/2006 Fiscal Year, an emergent situation has arisen which necessitates the need for the Certificates to be issued prior to the end of the 2005/2006 Fiscal Year; and

WHEREAS, in order for the Certificates to be issued the Ordinance must be in effect prior to the issuance thereof.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken (two-thirds of the full membership affirmatively concurring) that City Ordinance No. **258**, adopted by the Municipal Council of the City of Hoboken on the date hereof, shall take effect immediately upon adoption and approval by the Mayor in accordance with N.J.S.A. 40:69A-181(b).

Approved: **Approved to Form:**

Richard England, Business Administrator **Joseph S. Sherman, Corp.Counsel**

Date: June 21, 2006

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED PARKING FOR HANDICAPPED;

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A Section 192-4 is amended to delete the following;

Salvatore Altomare	617 Bloomfield Street
Sigifredo Alvarez	209 Willow Avenue
Sebastian Ducoli	98 Adams Street
Augusto Fuentes	63 Jefferson Street
Santa Hernadez	460-5th Street
Monica A. Kuligowski	87 Jefferson Street
Charles Modero	933 Washington Street
Rene Rodriguez	59-13th Street
Manuel Soto	509 Jackson Street
Joann Turso	300 Adams Street
Marguerite Vitale	103 Jefferson Street

B All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as Though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

_____
MAYOR

_____
City Clerk

_____
Approved as to legal form
Corporation counsel

Meeting Date: June 21, 2006

INTRODUCED BY: _____
SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE PLANNING BOARD OF THE CITY OF HOBOKEN TO CONDUCT A PRELIMINARY INVESTIGATION OF PROPOSED AREA IN NEED OF REDEVELOPMENT (HOBOKEN TRAIN TERMINAL AND YARD) IN ACCORDANCE WITH LOCAL REDEVELOPMENT AND HOUSING LAW AND TO PROVIDE RECOMMENDATIONS TO THE CITY COUNCIL.

WHEREAS, pursuant to the Local Redevelopment and Housing Law, the City Council of the City of Hoboken may direct the Planning Board to conduct a preliminary investigation and public hearing to determine whether certain areas of the City are in need of redevelopment in accordance with N.J.S.A. 40A:12A-6; and

WHEREAS, the City Council desires that the Planning Board conduct such a study of the following areas:

The study area encompasses the area approximately bounded by Henderson Street on its west, the Hoboken municipal boundary line with Jersey City and the Long Slip Canal on its south, the Hudson River on its east, and Hudson Place, Hudson Street and Observer Highway on its north.

The following blocks and lots are included in the study area:

BLOCK:	229	LOTS: 1 & 2
BLOCK:	139	LOTS: 1.1, 1.2, 1.3, 3 & 4

WHEREAS, upon the completion of the preliminary investigation and hearing, the Planning Board must provide recommendations to the City Council as to the proposed redevelopment areas;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN:

1. That the Planning Board of the City of Hoboken is hereby authorized and directed to perform a preliminary investigation and hold a public hearing to determine whether the proposed areas as set forth above and on the attached map are in need of

redevelopment and to submit its recommendations to the City Council in accordance with N.J.S.A. 40A:12A-6 et seq.; and

2. That this Resolution shall be effective immediately.

Meeting Date: June 21, 2006

APPROVED:

APPROVED AS TO FORM:

Fred M. Bado, Director
Community Development

Joseph S. Sherman
Corporation Councel

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING FACILITY EVENT LICENSE AGREEMENT

WHEREAS, THE CITY OF HOBOKEN sponsors a Summer Toddler Cultural Classes Program; and

WHEREAS, part of the program includes dance, arts and crafts, and music for toddlers; and

WHEREAS, space will be provided at the Monroe Center at no cost to the City of Hoboken; and

WHEREAS, THE CITY OF HOBOKEN considers it desirable to enter into a Facilities Event License Agreement with the Monroe Center Management LLC, a copy of which is attached hereto and incorporated by reference.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN THAT:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents necessary to complete and receive the intent and purpose of this Facilities Event License Agreement.

3. This Resolution shall be effective immediatally.

Attest:	APPROVED AS TO FORM
_____	_____
Geraldine Fallo Coordinator, Cultural Affairs	Joseph Sherman Corporation Counsel

Meeting: June 21, 2006

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$34,447.37** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Peter J. Melchionne Trust Account 585 Hoboken Road Carlstadt, N. J. 07072	27/30/C0004	600 First St.	$513.77
Mortgage Lenders Network USA Attn: Escrow Dept.(Taxes) 10 Research Parkway Wallingford, CT. 06492	89/22/C005G	812-820 Jefferson St.	$1,468.03

NAME	BL\UNIT	PROPERTY	AMOUNT
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211 Attn: Patti Crosse-Refund Unit	38/11/C02RS	229 Monroe St.	$832.56
Chase Home Finance P. O. Box 569763 Dallas, TX 75356-9763 Attn: Refund Dept.	77/25	612-14 Adams St.	$3,634.71
Katy Chin 700 First St. Apt#14D Hoboken, N. J. 07030	25/1/C014D	700 First St.	$1,613.63
First American Real Estate Tax Service 1201 Elm Street Suite 300 Dallas, Texas 75270	169/10/C005A	715 Willow Ave.	$1,713.36
Wells Fargo Home Mort. 1 Home Campus Des Moines, IA 50328-0001	205/4/C0002	106 Sixth St.	$1,372.67
Americas Servicing Co. 1 Home Campus X2301-012 Des Moines, IA 50328 Attn: Refunds	43/13	223 Clinton St.	$8,053.19
F.A.C.R.E.S. P. O. Box 167928 Attn: Tammie Jackson Irving, Texas 75016-7928	75/6	613 Monroe St.	$351.00

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Steven Kratchman 812 Grand Street # 410 Hoboken, N. J. 07030	91/1.2/CP069	812 Grand St.	$120.89
Steven Kratchman 812 Grand Street #410 Hoboken, N. J. 07030	91/1.2/C0410	812 Grand St.	$2,160.03
Chase Home Finance P. O. Box 961227 Ft. Worth, TX 76161-0227	58/4/C003A	407-09 Monroe St.	$1,559.79
Brian H. Kappock Law Offices 232 Madison Street Hoboken, N. J. 07030	41/5	209 Adams Street	$2,413.20
Cenlar P. O. Box 77405 Ewing, N. J. 08628-9811	42/7/C0007	215-17 Grand St.	$1,951.48
Joseph Brooks 625 Washington St. Apt#7 Hoboken, N. J. 07030	217/7/C0007	625 Washington St.	$129.63
Shawn & Gretchen Price 402 Monroe St. #4R Hoboken, N. J. 07030	57/23/C004R	402 Monroe St.	$350.00
First American Real Estate Tax Service P. O. Box 961230 Ft. Worth, Texas 76161-0230	34/2/C000D	262 1st. St.	$1,259.25

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Ohio Savings Bank	38/15	232 Madison St.	$447.51

1801 East Ninth Street Suite 200 Cleveland, Ohio 44114 Attn: Lorena Jones			
Wells Fargo Home Mortg. 1 Home Campus Des Moines, IA 50328-0001 Attn: Phil Schomer	43/12	221 Clinton St.	$1,752.20
American Servicing Co. P. O. Box 10328 MAC X2301-012 Des Moines, IA 50306-3429 Attn: Carrie Roger	25/1/C001N	700 First St.	$2,732.14
S. & E. Decesare 828 Bloomfield St. Hoboken, N. J. 07030	195/34	828 Bloomfield St.	$18.33

Meeting: June 21, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Introduced by:_____

Seconded by:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

QUALITY OF LIFE ISSUES RESOLUTION
 # _____

WHEREAS, there is a desire to create a Quality of Life Task Force to, among other things, Municipal staffing needs and parameters for Code Enforcement Personnel; and

WHEREAS, the desired focus of Code Enforcement Personnel will include, but not limited to:

Dog excrement;

Noise in streets;

Skate Board Park Rules enforcement; and

Graffiti.

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. This Resolution is effective immediately.

Approved:

_____
Richard England, Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: June 21, 2006

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the FY2006 Municipal Budget

CLICK IT OR TICKET 2006 GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHERAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $4,000.00 from the State of New Jersey Department of Law and Public Safety and wishes to amend it's FY2006 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year FY2006 in the sum of…….$4,000.00
Which is now available as a revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
New Jersey Department of Public Safety
Click It Or Ticket

NOW, THEREFORE, BE IT RESOLVED that the like sum of…....$4,000.00 be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
New Jersey Department of Public Safety
Click It Or Ticket
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Approved:

Richard England, Interim
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Date of Meeting:

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the FY2006 Municipal Budget

Municipal Alliance Grant

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHERAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $46,543.00 from the County of Hudson Municipal Alliance and wishes to amend it's FY2006 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year FY2006 in the sum of…….$46,543.00
Which is now available as a revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
County of Hudson – Municipal Alliance

NOW, THEREFORE, BE IT RESOLVED that the like sum of…....$46,543.00 be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
County of Hudson – Municipal Alliance
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Approved:

Richard England, Interim
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Date of Meeting:

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the FY2006 Municipal Budget

HUDSON COUNTY OPEN SPACE TRUST FUND GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHERAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $2,000,000.00 from the County of Hudson Open Space Trust Fund Grant and wishes to amend it's FY2006 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year FY2006 in the sum of……$2,000,000.00
Which is now available as a revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
County of Hudson
Open Space Trust Fund Grant

NOW, THEREFORE, BE IT RESOLVED that the like sum of…$2,000,000.00 be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
County of Hudson
Open Space Trust Fund Grant
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Approved:

Richard England, Interim
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Date of Meeting:

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the FY2006 Municipal Budget

ROADWAY IMPROVEMENT PROJECT – VARIOUS STREETS FY 05-06

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHERAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $300,811.12 from the State of New Jersey Transportation Trust Fund Grant and wishes to amend it's FY2006 Budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year FY2006 in the sum of……...……$300,811.12
Which is now available as a revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
with Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
State of New Jersey
Transportation Trust Fund
Roadway Improvement Project – Various Streets

NOW, THEREFORE, BE IT RESOLVED that the like sum of…...$300,811.12 be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
State of New Jersey
Transportation Trust Fund
Roadway Improvement Project – Various Streets

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

Approved:

Richard England, Interim
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Date of Meeting:

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

ORDINANCE NO._____

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS ROAD IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING $2,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $1,900,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Hoboken, in the County of Hudson, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the sum of $2,000,000 including the sum of $100,000 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of $1,900,000 pursuant to the Local Bond

Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds are to be issued is improvements to various streets located in the City, including, but not limited to, Adams Street, Grand Avenue, 12th Street and 13th Street, such improvements to include, but are not limited to, the complete reconstruction of various streets, including subbase, asphalt base and asphalt surface course replacement and the construction of concrete curbing, sidewalk and handicap ramps and the installation of drainage structure, including piping and inlets, as more fully described on a list on file in the City Clerk's office, which list is hereby approved, and including all work, materials and services necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them

to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $1,900,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding $400,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The City reasonably commence the acquisition and/or construction of the improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated

to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

Mayor	**City Clerk**
Meeting: June 21, 2006	**Approved as to legal form** **Corporation Counsel**

NOTICE OF PENDING BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing bond ordinance was duly introduced and passed upon first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey, held on _____, 2006. Further notice is hereby given that said bond ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said City Council to be held in the Council Chambers, City Hall, Hoboken, New Jersey on _____, 2006 at ____ o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said bond ordinance will be made available at the City Clerk's office in the Municipal Building to the members of the general public who shall request the same.

_____

James J. Farina, City Clerk

NOTICE OF ADOPTION OF BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the bond ordinance published herewith has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, New Jersey on _____, 2006 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

_____
James J. Farina, City Clerk

CLERK'S CERTIFICATE

I, James J. Farina, City Clerk of the City of Hoboken, in the County of Hudson, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said City entitled as set forth below and finally adopted on _____, 2006, has been compared by me with the original thereof officially recorded in the Ordinance Book of the City and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

> AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR VARIOUS ROAD IMPROVEMENTS AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING $2,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $1,900,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the City Council of said City duly called and held on _____, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said City Council, at a regular meeting thereof duly called and held on _____, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. Said Ordinance was published after first reading, on _____, 2006, together with the Notice of Pending Bond Ordinance, containing the date of introduction, time and place of further consideration of said Ordinance, in the _____, a newspaper published and circulating in the City (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2006, said Ordinance was posted on the bulletin board in the Municipal Building of the City together with notice of the availability of copies of said Ordinance at the Office of the City Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage, said Ordinance was duly published, together with the Notice of Adoption of Bond Ordinance, on _____, 2006 in the _____, a newspaper published and circulating in the City, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced

within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the City Clerk for public inspection from the date of introduction to the date of final adoption.

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (strike out inapplicable language) (a) by provision in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes, (b) from moneys then actually held by the City and previously contributed for such purposes other than by the City; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said City, prepared as of _____ __, 2006, and sworn to on _____ __, 2006, by _____, who was then the Chief Financial Officer of said City, and filed in the office of said City Clerk on _____ __, 2006, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the City Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this ____day of _____, 2006.

(SEAL)

_____
James J. Farina, City Clerk

ATTACHMENTS

A) Ordinance

B) Extract of minutes of City Council meeting at which Ordinance was introduced

C) Extract of minutes of City Council meeting at which Ordinance was finally adopted

D) Affidavit of First Publication of Ordinance after introduction

E) Affidavit of Second Publication of Ordinance after final adoption

F) Supplemental Debt Statement

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION AUTHORIZING AN APPLICATION WITH THE STATE OF NEW JERSEY, DEPARTMENT OF TRANSPORTATION, FY 2007 SAFE PASSAGE TO SCHOOLS GRANT

WHEREAS, the City of Hoboken wishes to apply for funding for improvements to pedestrian safety around the Wallace Elementary School located at 11th Street and Willow Avenue in the City of Hoboken.

WHEREAS, the application is made to the New Jersey Department of Transportation for the purpose of funding the project through the safe passage to schools grant program.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. They Mayor or his designee is authorized to execute and submit an application to the New Jersey Department of Transportation, for FY 2007 Safe Passage to Schools funding.
4. Furnish such documents as may be required.
5. Act as authorized correspondent of the City of Hoboken.
6. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental Services

_____

Joseph Peluso, Director

Approved as to form:

_____

Joseph S. Sherman, Corporation Counsel

Meeting Date: June 21, 2005

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY COUNCIL OF THE CITY OF HOBOKEN TO CANCEL OUTSTANDING, DATED CHECKS FROM THE CITY OF HOBOKEN GENERAL TREASURY ACCOUNT #3982549660 IN THE AMOUNT OF $74,734.69.

WHEREAS, the Division of Revenue of the City of Hoboken has yielded the computation that as of December of the year 2005, account number account #3982549660 contains numerous outstanding, dated checks; and

WHEREAS, these outstanding dated checks date from December 2003 & prior through December of 2005, And have amassed a grand total of $74,734.69; and

WHEREAS, the Division of Revenue and Finance of the City of Hoboken has recommended that The City Council take the necessary and proper action to cancel these outstanding dated checks from the City of Hoboken General Treasury Account: and

WHEREAS, cancellation of these outstanding dated checks will best serve and protect the interests Of the residents of this City. NOW, THEREFORE, BE IT

RESOLVED, that the Department of Administration, Division of Revenue and Finance, is hereby authorized to cancel said outstanding checks from the General Treasury Account # 3982549660
In the amount of $74,734.69

MEETING DATE: June 21, 2006

APPROVED AS TO FORM: _____
Joseph Sherman
Corporation Counsel

Department Director: _____
Richard England
Business Administrator

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the list below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, State Tax Court recommends a settlement in this matter, now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$657.40**

NAME	BL\LT\UNIT	PROPERTY	AMOUNT
Richard Nashel Atty Trust Account Nashel & Nashel LLC 415 60th Street West New York, N. J. 07093	B 262.3 L 1 QUAL C0804	2 Constitution Court	$657.40

Meeting: June 21, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES A ONE (1) YEAR CONTRACT FOR AUDITING SERVICES.

WHEREAS, pursuant to the wishes of the City Counsel to request quotations for professional services, and,

WHEREAS, specifications were prepared and advertised for professional services, and

WHEREAS, the three (3) firms submitted proposals to perform the auditing services for the City of Hoboken for the City's fiscal year ending 30 June 2006, these proposals being:

Vendor	Price Quote	Additional Hour Rate
McEnerney, Brady & Co.,LLC 293 Eisenhower Parkway Livingston, NJ 07039	$ 99,500.00	Partner $140/Hr Manager $120/Hr
Hutchins, Farrell, Meyer & Allison 912 Highway 33 Freehold, NJ 07728	$ 105,000.00	Partner $175/Hr Manager $135/Hr
Ernst & Young Metro Park 99 Wood Avenue South Iselin, NJ 08830-0471	$ 135,000.00	Partner $350/Hr Manager $300/Hr Senior Assoc. $175/Hr Staff $130/Hr

And, WHEREAS, the City's contracted financial services firm has stated that any of the applicants would be able to provide the services

necessary, and,

WHEREAS, the Administration recommends the firm of Ernst & Young for experience reasons, now, therefore be it

RESOLVED, that the City Council of Hoboken hereby authorizes the Administration to enter into a one (1) year contract with the firm of Ernst & Young for provision of auditing services to the City for it's fiscal year 2006.

MEETING: 21 June 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

David Roberts, Mayor **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING THE CITY ADMINISTRATION TO CONDUCT PRELIMINARY STUDIES FOR THE ACQUISITION OF ±4.0 CONTIGUOUS ACRES OF PROPERTY LOCATED ON BLOCKS 9 AND 10 IN THE CITY OF HOBOKEN FOR THE CREATION OF A NEW PARK AND OPEN SPACE
 # __-__

WHEREAS, the City of Hoboken continues to undergo a remarkable transformation from an industrial enclave to a vibrant, livable, mixed-use community;

WHEREAS, as the City's population and residential areas continue to expand, there is a growing need for parks and recreation facilities, as recognized in the 2004 Master Plan;

WHEREAS, to serve this compelling public need, the City's open space inventory has increased dramatically in the past few years with the completion of several new parks, including, Sinatra Park and Pier A, and the pending addition of several more parks, including Pier C and 1600 Park Avenue;

WHEREAS, consistent with recommendations of the 2004 Master Plan, the City remains committed to aggressively pursue the creation of new parks, open space and recreational facilities, particularly in areas like the Fourth Ward that have few such amenities;

WHEREAS, the 2004 Master Plan contains an Open Space Concept Plan identifying locations for new parks;

WHEREAS, this Open Space Concept Plan proposes a new park on Blocks 9 and 10 in the southwest corner of the City, which are located in the Fourth Ward;

WHEREAS, based upon their present use, the City Council, by Resolution ___, has included Blocks 9 and 10 in a larger area known as the Southwest IT District as an area in need of redevelopment;

WHEREAS, in view of the above facts, the following contiguous parcels (as shown upon the attached map) would appear to be an appropriate location for the creation of a new municipal park:

Block 9, Lots 1-4, 7, and
Block 10, Lots 1-37 ("the Subject Properties");

WHEREAS, in conjunction with the above properties, there would further appear to be potential for park use of the northerly end of Marshall Street ("the Marshall Street End") and on

portions of Block 9, Lots 5.1 and 5.2 ("the Light Rail Properties") (also shown on the attached map;

WHEREAS, the above properties represent approximately four (4) contiguous acres and would increase the amount of park and open space in the City by approximately ten percent (10%);

WHEREAS, a new park on the above properties would serve a significant public interest and has great potential to benefit the residents of the City of Hoboken, serve the goals of the 2004 Master Plan and help revitalize the Southwest IT District Redevelopment Area;

WHEREAS, for the aforementioned reasons, the City Council desires the appropriate City officials to conduct preliminary studies for the acquisition of the Subject Properties in order to acquire and develop new park and open space thereon, and to further investigate the potential of the Marshall Street End and portions of the Light Rail Properties for such use.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The above recitals are incorporated by reference as if fully stated herein.

2. The Mayor and appropriate City officials are hereby authorized and directed to conduct preliminary studies for the acquisition of the Subject Properties in order to acquire and develop new park and open space thereon, and to further investigate the potential of the Marshall Street End and portions of the Light Rail Properties for such use. The scope of these preliminary studies shall include a review of title, environmental conditions, appraised value, and other tasks or actions deemed necessary for the City Council to take action necessary to achieve same.

3. The appropriate City officials are authorized and directed to engage real estate professionals McGuire & Associates to perform a real estate appraisal of the Subject Properties for an amount not to exceed $_____.

4. The appropriate City officials are authorized and directed to engage the engineering firm of Schoor DePalma to perform appropriate environmental studies of the Subject Properties, the Marshall Street End and the easterly side of the Light Rail Properties for an amount not to exceed $_____.

5. The Corporation Counsel is authorized and directed to engage professionals to perform title, survey and other professional tasks as may be required to effectuate the foregoing.

Date of Meeting: _____, 2006

APPROVED:

_____

Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____

Joseph S. Sherman,
Corporation Counsel

SUMMARY OF PROPOSED FOR PARK IN SOUTHWEST IT DISTRICT

Block	Lot(s)	Street Address	Owner	Use	SF	Assess
9	1	50-58 Marshall	On Time Elite, Inc.	Surface Parking	6768	$134,200.00
			Same address			
9	2	60 Marshall	Jefferson St Partners, LP	New car storage	7225	$108,400.00
9	3	70 Marshall	Jefferson St Partners, LP	New car storage	4001	$60,100.00
9	4, 7	88 Marshall	Jefferson St Partners, LP	New car storage	40310	$578,200.00
10	1-7, 30-37	51-63 Marshall	Jefferson St Partners, LP	New car storage	49296	$700,500.00
10	8-26	101-15 Paterson	Jefferson St Partners, LP	New car storage	46933	$2,529,600.00
10	27-29	64-68 Harrison	Jefferson St Partners, LP	Carpet Business	7000	$180,500.00
			1515 Jefferson St.	**TOTALS**	**3.7082874**	**$4,291,500.00**

Block	Lot(s)	Street Address	Owner	Use	SF	Assess
9	5.1	757 First Street	NJ Junction RR Co.	Light Rail	17724	$0.00
9	5.2	70 Marshall (rear)	NJ Junction RR Co.	Light Rail	808	$0.00
			466 Lexington Ave	**TOTALS**	**18532**	
			New York, NY 10017	**Addt Acres (50%)**	**0.2127181**	

Block	Lot(s)	Street Address	Owner	Use	SF	Assess
N/A	N/A	Marshall St N End	Undetermined	Street	6700	N/A
				Addt Acres	**0.1538108**	
				TOTAL ACRES	**4.0748163**	

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

Resolution Receiving Corrective Action Plan for the SFY 2005 Audit

WHEREAS, the City of Hoboken has received its Audit for SFY 2005 from the independent auditor Ernst & Young, and

WHEREAS, the State of New Jersey, Division of Local Government Services requires the Chief Financial Official and other City Officials to prepare a Corrective Action Plan for all recommendations reflected in the Annual Audit, and

WHEREAS, the State of New Jersey, Division of Local Government Services requires such Corrective Action Plan to be accepted by the Council of the City of Hoboken and filed with the Director of Local Government Services, and

WHEREAS, the Corrective Action Plan is attached hereto, and incorporated by reference.

NOW, THEREFORE BE IT RESOLVED that the above recitals are incorporated by reference as it's fully stated herein.

BE IT FURTHER RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director of the Division of Local Government Services to accept the Corrective Action Plan for the City of Hoboken SFY 2005.

BE IT FURTHER RESOLVED, that the City Clerk forward two certified copies of this resolution with the Corrective Action Plan to the Director of Local Government Services for approval.

Approved:

_____

Richard England,
Business Administrator

Approved as to Form:

_____

Joseph S. Sherman,
Corporation Counsel

Date of Meeting: June 28, 2006

Sponsored by:_____

Seconded by:_____

Resolution No. _____

THIS RESOLUTION AUTHORIZES TEMPORARY APPROPRIATIONS FOR THE SFY 2007 BUDGET.

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the fiscal year 2007 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriations for the current fund in the fiscal year 2006, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $72,831,581 and for the Parking Utility is the sum of $11,475,255; and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations of the current fund in the fiscal year 2006 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, public assistance and public utilities in said fiscal year 2006 budget is the sum of $19,118,290 and for the Parking Utility is the sum of $3,012,234; and

WHEREAS, N.J.S.A. 40A:4-19 also provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year and

WHEREAS, principal and interest will be due on various dates from July 1, 2006 to June 30, 2007, inclusive, on sundry bonds issued and outstanding; and

WHEREAS, the total appropriations in the fiscal year 2006 budget made for interest and debt redemptions charges in the current fund is the sum of $4,256,729; and

WHEREAS, the temporary appropriations in the fiscal year 2007 budget for interest and debt redemptions charges are requested to be $3,704,300 for the current fund and $2,450,000 for the Parking Utility; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriations which total $17,910,526 for the current fund including debt service and $3,694,360 for the Parking Utility including debt service be made and that a certified copy of this resolution be transmitted to the Chief Financial

Officer for his/her records:

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2007
Mayor's Office		
Salary & Wages	20-110-1	$ 70,347
Other Expenses	20-110-2	$ 785
City Council		
Salary & Wages	20-111-1	$ 52,138
Other Expenses	20-111-2	$ 2,750
Office of the City Clerk		
Salary & Wages	20-120-1	$ 85,750
Other Expenses	20-120-2	$ 2,095
Elections		
Salary & Wages	20-122-1	$ 8,330
Other Expenses	20-122-2	$ 13,100
Legal Advertising O.E.	20-121-2	$ 9,170
Codification of Ord. O.E.	20-123-2	$ 1,570
Business Administrator's Office		
Salary & Wages	20-112-1	$ 67,070
Other Expenses	20-112-2	$ 27,100
Purchasing Division		
Salary & Wages	20-114-1	$ 44,010
Other Expenses	20-114-2	$ 915
Personnel & Health Benefits		
Salary & Wages	20-105-1	$ 51,430
Other Expenses	20-105-2	$ 940
Constituent Services		
Salary & Wages	20-333-1	$ 45,480
Other Expenses	20-333-2	$ 1,700
Revenue & Finance Director		
Salary & Wages	20-130-1	$ 75,250
Other Expenses	20-130-2	$ 48,600
Annual Audit O.E.	20-135-2	$ 60,000
Accounts & Control		
Salary & Wages	20-131-1	$ 36,075
Other Expenses	20-131-2	$ 7,860
Payroll Division		
Salary & Wages	20-132-1	$ 20,120
Other Expenses	20-132-2	$ 250
Tax Collections		
Salary & Wages	20-145-1	$ 77,940
Other Expense	20-145-2	$ 11,250

TEMPORARY APPROPRIATIONS (Cont'd

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2007
Treasury & Debt Service		
Salary & Wages	20-133-1	$ 0
Other Expenses	20-133-2	$ 0
Information Technology		
Salary & Wages	20-134-1	$ 14,410
Other Expenses	20-134-2	$ 1,310
Zoning Administration		
Salary & Wages	21-186-1	$ 36,650
Other Expenses	21-186-2	$ 260
Corporation Counsel		
Salary & Wages	20-155-1	$ 99,500
Other Expenses	20-155-2	$ 3,275
Special Counsel O.E.	20-156-2	$ 190,000
Expert Witness & Appraisal OE	20-158-2	$ 1,300
Office of the Tax Assessor		
Salary & Wages	20-150-1	$ 76,920
Other Expenses	20-150-2	$ 7,075
Construction Official's Office		
Salary & Wages	22-195-1	$ 176,270
Other Expenses	22-195-2	$ 66,075
Human Services		
Human Services Director		
Salary & Wages	27-330-1	$ 40,340
Other Expenses	27-330-2	$ 655
Rent Leveling & Stabilization Board		
Salary & Wages	27-347-1	$ 44,460
Other Expenses	27-347-2	$ 13,885
Housing Inspections		
Salary & Wages	21-187-1	$ 47,420
Other Expenses	21-187-2	$ 915
Transportation		
Salary & Wages	27-348-1	$ 62,880
Other Expenses	27-348-2	$ 1,830
Health Division		
Salary & Wages	27-332-1	$ 93,530
Other Expenses	27-332-2	$ 31,440
Senior Citizens Division		
Salary & Wages	27-336-1	$ 108,205
Other Expenses	27-336-2	$ 8,120
Hispanic & Minority Affairs		
Salary & Wages	27-331-1	$ 800

TEMPORARY APPROPRIATIONS (Cont'd

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2007

Other Expenses	**27-331-2**	**$ 1,440**
Recreation & Cultural Affairs		
Salary & Wages	**28-370-1**	**$ 202,800**
Other Expenses	**28-370-2**	**$ 87,770**
Environmental Services		
Director's Office		
Salary & Wages	**26-290-1**	**$ 119,365**
Other Expenses	**26-290-2**	**$ 785**
Parks		
Salary & Wages	**28-375-1**	**$ 157,725**
Other Expenses	**28-375-2**	**$ 26,200**
Public Property		
Salary & Wages	**28-377-1**	**$ 185,000**
Other Expenses	**28-377-2**	**$ 66,280**
Streets & Roads		
Salary & Wages	**26-291-1**	**$ 0**
Other Expenses	**26-291-2**	**$ 18,075**
Signal & Traffic		
Salary & Wages	**25-267-1**	**$ 0**
Other Expenses	**25-267-2**	**$ 0**
Central Garage		
Salary & Wages	**26-301-1**	**$ 36,500**
Other Expenses	**26-301-2**	**$ 56,330**
Sanitation		
Salary & Wages	**26-305-1**	**$ 387,675**
Other Expenses	**26-305-2**	**$ 791,085**
Community Development		
Director's Office		
Salary & Wages	**20-160-1**	**$ 37,410**
Other Expenses	**20-160-2**	**$ 30,130**
Grants Management		
Salary & Wages	**20-116-1**	**$ 35,458**
Other Expenses	**20-116-2**	**$ 500**
Waterfront Development		
Other Expenses	**31-462-2**	**$ 14,400**
Planning Board		
Salary & Wages	**21-180-1**	**$ 22,715**
Other Expenses	**21-180-2**	**$ 17,030**
Zoning Board of Adjustment		
Salary & Wages	**21-185-1**	**$ 0**
Other Expenses	**21-185-2**	**$ 19,650**

TEMPORARY APPROPRIATIONS (Cont'd

ACCOUNT DESCRIPTION	**ACCOUNT #**	**SFY 2007**

Historic Preservation Committee		
Salary & Wages	**20-175-1**	**$ 0**
Other Expenses	**20-175-2**	**$ 105**
Police Division		
Salary & Wages	**25-241-1**	**$3,653,250**
Other Expenses	**25-241-2**	**$ 96,940**
Acquisition of Vehicles	**25-242-1**	**$ 5,000**
Fire Division		
Salary & Wages	**25-266-1**	**$3,117,800**
Other Expenses	**25-266-2**	**$ 69,430**
Uniform Fire Safety Act (PL83,c.83)		
Salary & Wages	**25-265-1**	**$ 2,900**
Office of Emergency Management		
Salary & Wages	**25-252-1**	**$ 5,815**
Other Expenses	**25-252-2**	**$ 1,125**
Alcoholic Beverages Control Board		
Salary & Wages	**22-113-1**	**$ 1,860**
Other Expenses	**22-113-2**	**$ 800**
Volunteer Ambulance Corp NJSA 40:4-2		
Other Expenses	**25-260-2**	**$ 0**
North Hudson Regional Council		
of Mayors Other Expenses	**23-222-2**	**$ 28,350**
Settlement of Claims Against the City		
Other Expenses	**23-219-2**	**$ 0**
Towing/Storage of Abandoned Vehicles		
Other Expenses	**23-223-2**	**$ 0**
N.J. Right of Know		
Other Expenses	**23-221-2**	**$ 5,300**
Unclassified		
Insurance Other Expenses	**30-400-1**	**$ 550,000**
Group Health Insurance OE	**30-400-3**	**$4,200,000**
Salary Adjustment	**36-478-1**	**$ 0**
Engineering O.E.	**31-461-2**	**$ 27,510**
Labor Arbitrations O.E.	**23-214-2**	**$ 0**
Municipal Dues & Member OE	**23-212-2**	**$ 4,715**
Celebration of Public Events OE	**23-216-2**	**$ 15,720**
Postage O.E.	**23-211-2**	**$ 34,060**
Office Machines O.E.	**23-213-2**	**$ 13,100**
Office Supplies O.E.	**23-218-2**	**$ 3,010**
Electricity O.E.	**31-430-2**	**$ 150,870**
Street Lighting O.E.	**31-435-2**	**$ 189,120**

TEMPORARY APPROPRIATIONS (Cont'd

ACCOUNT DESCRIPTION	**ACCOUNT #**	**SFY 2007**
Gasoline O.E.	**31-460-2**	**$ 75,000**

Fuel Oil (Heating) O.E.	31-447-2		$ 0
Water & Sewer O.E.	31-445-2	$ 15,000	
Communications (Telephone) OE	31-440-2		$ 59,200
Telecommunications O.E.	31-450-2		$ 3,530
Contingent O.E.	31-470-2		$ 4,200
Statutory Expenditures			
Public Employees Retirement	36-471-2		$ 0
Social Security System (O.A.S.I.)	36-472-2		$ 400,000
Consolidated Police & Firemen's Pension Fund O.E.	36-474-2		$ 0
Police & Firemen's Retirement System of N.J.	36-475-2		$ 0
Police & Fire Widow Pension	36-476-2		$ 0
Worker's Compensation	30-400-2		$ 163,750
Unemployment Compensation	23-225-2		$ 40,000
Municipal Court			
Salary & Wages	43-490-1		$ 227,780
Other Expenses	43-490-2		$ 32,750
Public Defender			
Salary & Wages	43-495-1		$ 15,010
Other Expenses	43-495-2		$ 900
Public Library			
Salary & Wages	29-390-1		$ 191,800
Other Expenses	29-390-2		$ 150,650
Summer Food Program	41-700-2		$ 29,000
		TOTAL	$17,910,526
Municipal Debt Service			
Municipal Bond Interest	45-900-1		$2,354,000
Payment of Bond Principal	45-920-2		$1,157,300
Interest on Bonds	45-930-2		$ 0
Local School District Debt Service			
Payment of Bond Principal	45-930-1		$ 0
Interest on Bonds	45-930-2		$ 0
Green Trust Loan Program			
Loan Repayments for Principal and Interest	45-940-1		$ 193,000
		TOTAL	$ 3,704,300

TEMPORARY APPROPRIATIONS (Cont'd

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2007
Parking Utility		
Salaries & Wages	55-502-1	$ 379,060

Other Expenses	**55-502-2**		**$ 830,000**
Parking Utility Debt Service			
Payment of Bond Principal	**55-503-1**		**$ 950,000**
Interest on Bonds	**55-504-1**		**$1,185,300**
Payment of Note Principal	**55-505-1**		**$ 135,000**
Interest on Notes	**55-506-1**		**$ 215,000**
		TOTAL	**$3,694,360**

MEETING: 28 June 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS DEPOSITS FOR VEHICLE AVI CARDS USED IN THE MUNICIPAL GARAGES OF THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Two Hundred Eighty Dollars ($2,280.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 12 July 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

Sponsored by:_____

Seconded by: _____

ORDINANCE NO.

ORDINANCE OF THE CITY OF HOBOKEN IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY AUTHORIZING THE ESTABLISHMENT OF THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY

WHEREAS, for over 143 years, St. Mary Hospital has been providing affordable and convenient healthcare services to the residents of the City of Hoboken, in the County of Hudson (the "City"); and

WHEREAS, the City has been advised by St. Mary Hospital that it intends to close and that it has submitted a Certificate of Need to the New Jersey Department of Health and Senior Services for permission to do so; and

WHEREAS, it is hereby declared that a serious public emergency exists affecting the health, safety and welfare of the people of the City resulting from the fact that St. Mary Hospital may close, unless the City takes certain actions; and

WHEREAS, the Legislature of the State of New Jersey (the "State") has recently enacted the Municipal Hospital Authority Law, which authorizes cities to acquire certain existing urban hospitals and to operate them; and

WHEREAS, it is the purpose of this ordinance to form such an authority to acquire St. Mary Hospital in order to ensure that the citizens of the City continue to have access to affordable healthcare, to maintain and improve the health and welfare of its citizens and to the extent deemed necessary by the City, for such facilities to obtain the financial support and other resources from the City that are needed to operate; and

WHEREAS, the formation of such an authority, the acquisition by such authority of St. Mary Hospital and the operation thereof by such authority is hereby declared to be a public use and purposes; and

WHEREAS, the City Council now desires to create, through the provisions of the Municipal Hospital Authorities Law, a municipal hospital authority to acquire and operate St. Mary Hospital.

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Hoboken, in the County of Hudson, New Jersey, as follows:

SECTION 1. Creation: Pursuant to Section 4 of the Municipal Hospital Authority Law, there is hereby created a body corporate and politic and an agency and instrumentality of the City known as the Hoboken Municipal Hospital Authority (the "Municipal Hospital Authority").

SECTION 2. membership: The Municipal Hospital Authority shall consist of eleven (11) members, consisting of one (1) Class I member, two (2) Class II hospital members, six (6) Class III public members and two (2) Class IV members. The Class I member shall be the Mayor of the City or his designee, ex-officio. The Class II hospital members shall serve on, and be appointed by, the medical staff executive committee of the hospital, to terms concurrent with their membership on the executive committee, and who need not be residents of the City. The Class III public members shall be appointed by the Mayor of the City, with the advice and consent of the City Council. None of the Class III public members shall be officers or employees of the City, the Municipal Hospital Authority or of the management entity which is required to manage the hospital. At least four of the Class III public members shall be residents of the City. At least two of the Class III public members shall have special expertise as follows: one shall have extensive expertise in finance of private or nonprofit organizations, and one shall have extensive expertise in nonprofit organizational management. The Class III public members shall serve for terms of five years and until their respective successors have been appointed and qualified; except that of the six members first appointed by the Mayor, (i) one Class III public member shall serve for an initial term ending on June 30, 2007; (ii) one Class III public member shall serve for an initial term ending on June 30, 2008, (iii) one Class III public member shall

serve for an initial term ending on June 30, 2009; (iv) one Class III public member shall serve for an initial term ending on June 30, 2010; and (v) two Class III public members shall serve for an initial term ending on June 30, 2011. All subsequent terms of Class III public members shall be for five years and shall be staggered in accordance with the above-referenced schedule. The terms of all Class III public members shall begin on July 1 and end on June 30, except that (A) the terms of office of the initial Class III public members shall begin on the date(s) such members are appointed and qualified, and (B) the term of office of any Class III public member shall terminate if such member no longer meets the above qualifications. The hospital's chief executive officer or a designee thereof shall serve as a nonvoting Class IV member. The Commissioner of Community Affairs of the State of New Jersey shall appoint one individual as a nonvoting Class IV member. Any vacancy occurring in the office of member, from any cause, shall be filled in the same manner as the original appointment, but for the unexpired term.

A certificate of the appointment or reappointment of each Class III public member shall be filed with the Municipal Clerk, and that certificate shall be conclusive evidence of the due and proper appointment of that member. A member shall receive no compensation for services, but shall be entitled to reimbursement from the Municipal Hospital Authority for actual expenses necessarily incurred in the discharge of the duties of member. The powers of the Municipal Hospital Authority shall be vested in the members thereof in office from time to time. Five voting members shall constitute a quorum for the purpose of conducting business and exercising powers and all other purposes. Action may be taken by the Municipal Hospital Authority upon the affirmative vote of the majority, but not less than five of the voting members present, unless in any case the bylaws of the Municipal Hospital Authority shall require a larger number. The Municipal Hospital Authority shall select a chairman and a vice-chairman from among the Class III public members, and it may employ an executive director who may be its secretary.

For inefficiency or neglect of duty or misconduct in office, a member may be removed by the governing body or officer by which he was appointed; but a member may be removed only

after the member has been given a copy of the charges at least ten (10) days prior to the hearing thereon and has had the opportunity to be heard in person or by counsel. In the event of a removal of a member, a record of the proceedings, together with the charges and findings thereon, shall be filed in the office of the Municipal Clerk.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. Since this ordinance is legislative in nature, there shall be the codification of same in the General Ordinance Book of the City.

SECTION 5. A certified copy of this ordinance shall be filed in the Office of the Division of Revenue in the Department of Treasury and in the Office of the Division of Local Government Services in the Department of Community Affairs.

SECTION 6. This ordinance shall take effect after second reading and publication as required by law.

NAME	Campos	DelBoccio	LaBruno	Cammarano	Ramos	Castellano	Russo	Cricco	Giacchi
AYES									
ABSTAIN									
NAYS									
ABSENT									

APPROVED:

Richard England, Business Administrator

APPROVED AS TO FORM:

Joseph S. Sherman, Corp. Council

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed by the City Council on first reading at a meeting of the City Council of the City of Hoboken held on the **12th day of JULY, 2006.** Notice is further given that said ordinance will be further considered for final passage at a regular meeting of the City Council on the **9th day of AUGUST, 2006** at 7:00 PM, at City Hall, 94 Washington Street, Hoboken, New Jersey, at which time and place any person desiring to be heard upon the same will be given the opportunity to be so heard.

Pursuant to N.J.S.A. 40:49-2, as amended, further notice is hereby given that the purpose of the foregoing ordinance is to authorize the establishment of a Municipal Hospital Authority and setting forth various powers and responsibilities thereof.

Members of the general public may obtain a copy of the ordinance without cost during the normal business hours from the Municipal Clerk's Office, 94 Washington Street, Hoboken, New Jersey.

Adopted:

_____
City Clerk James Farina

Approved:

_____
Mayor David Roberts

Approved to Form:

_____
Joseph S. Sherman, Corporation Counsel

Meeting: July 12, 2006

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-4

WHEREAS, pursuant to the Municipal Hospital Authority Law, any city may, by ordinance, establish a municipal hospital authority as a body corporate and politic and an agency and instrumentality of such city, for the purpose of acquiring and operating an hospital located in such city; and

WHEREAS, the City Council of the City of Hoboken, in the County of Hudson, New Jersey (the "City") desires to make application to the Local Finance Board for the formation of a municipal hospital authority pursuant to N.J.S.A. 40A:5A-4 in order for such authority to acquire and operate St. Mary Hospital; and

WHEREAS, the City Council of the City believes that:

(a) it is in the public interest to accomplish such purpose;

(b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the City;

(c) the amounts to be expended for sch purpose or improvements are not unreasonable or exorbitant; and

(d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the City and will not create an undue financial burden to be placed upon the City;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken, in the County of Hudson, New Jersey as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the City's administrator, chief financial officer, special counsel and auditor, along with other representatives of the City, are hereby authorized to prepare such application, to file such application with the Local Finance Board and to represent the City in matters pertaining thereto.

Section 2. The Clerk is hereby directed to prepare and file a copy of the proposed resolution with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Admin. **Joseph Sherman, Corporation Counsel**

Meeting: 12 July 2006

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION REJECTS THE BIDS RECEIVED FOR THE CONSTRUCTION OF A WORLD WAR II MEMORIAL AS SPECIFIED IN BID NUMBER 06-17.

WHEREAS, the City of Hoboken sought competitive proposals for the Construction of a World War II Memorial, and

WHEREAS, the below submitted bids exceeded the anticipated cost of the original bid specifications as advertised, and

WHEREAS, the following proposals were received:

Vendor	Base Bid	Alt 1	Alt 2	Alt 3	Alt 4
Abbott Contracting 539 Anderson Ave. Cliffside Park, NJ 07010	$919,000	$16,000	$22,000	$30,000	$21,000
T & M Contracting 107 Willow Ave. Hoboken, NJ 07030	$993,844	$95,156	$90,000	$12,570	$19,600

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposal of the above vendor.
3. The Administration is hereby authorized to, amend the specifications, and re-advertise for these goods/services.

Meeting of: 12 July 2006

APPROVED: APPROVED AS TO FORM:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION ESTABLISHING A CASH MANAGEMENT PLAN FOR THE CITY OF HOBOKEN

WHEREAS, the City of Hoboken is required to establish a cash management plan pursuant to N.J.S.A. 40A:5-14; and

WHEREAS, the City must deposit its funds pursuant to the plan; and

WHEREAS, State law provides that the Council may, pursuant to a resolution adopted by a majority vote of all its members, authorize the governing body to use money for the purchase of the types of securities elucidated in N.J.S.A. 40A:5-15.1;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that the City hereby adopts a cash management plan pursuant to N.J.S.A. 40A:5-14 as follows:

1. The City of Hoboken may make deposits with the State of New Jersey cash management fund established pursuant to Section 1 of P.L. 1977. c. 281 (C.52:18A:90.4).

2. The City of Hoboken may use monies which may be in hand for the purchase of the types of securities elucidated in N.J.S.A. 40A:5-15.1.

3. This cash management plan shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

MEETING DATE: July 12, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN
RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken-Community Resource Account #3451238306

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the Commerce Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: July 12, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken-Hoboken PAL Hockey	#4144010412
City of Hoboken-Police Dept Investigation	#4144010883
City of Hoboken-Girls Softball League	#4144008481
City of Hoboken-Recreation Umpire	#4144010909
City of Hoboken-Shade Tree Commission	#4144011303

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the North Folk Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: July 12, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken-Recreation Umpire	#0609007165
City of Hoboken-Hoboken PAL	#0609007173

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the Provident Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: July 12, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN
RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken-Crosstown Bus	#3982550057
City of Hoboken-150th Anniversary Account	#3982549754
City of Hoboken-Cultural Affairs	#3982549576
City of Hoboken-Hurricane Relief Effort	#3982693037
City of Hoboken-Police Outside Employment	#3982692575
City of Hoboken- Police 5K Run	#3982692957
City of Hoboken- Police Memorial Fund	#3982692627
City of Hoboken-September 11th Memorial Fund	#3982550125

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the TD Bank North, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: July 12, 2006

APPROVED AS TO FORM:

_____
Joseph Sherman
Corporation Counsel

_____
Richard England
Business Administrator

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION DESIGNATING DEPOSITORIES FOR THE CITY OF HOBOKEN FUNDS

WHEREAS, the following were by resolution heretofore adopted by the governing body of the City of Hoboken designated as legal depositories of said City of Hoboken for SFY 2007:

Bank of America
Citi Bank
First Union Bank
Independence Bank
North Folk
PNC Bank
Statewide Savings Bank
Wachovia Bank
Wells Fargo
Chase Manhattan Bank
Commerce Bank
Haven Savings Bank
Midlantic Bank
Provident Savings Bank
Ramapoo Saving
TD Bank North
Washington Mutual

Now, therefore, be it

RESOLVED, that said legally designated depositories be and they are hereby requested, authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the corporate name of the City of Hoboken, including those payable to the individual order of any person or persons whose names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature or signatures of any of the following:

David Roberts, Mayor
George DeStefano, CMFO
Louis Picardo, Tax Collector
Richard England, Business Administrator

and, be it further -

RESOLVED, that said legal depositories as above stated shall be entitled to honor and charge to the specified accounts of the City of Hoboken such checks, drafts, or other regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto if such signature or signatures resemble the facsimile specimens duly certified to or filed with the depositories; and, be it further –

RESOLVED, that all previous authorizations for the signing and honoring of checks, drafts, and other orders for the payment of money drawn on said City of Hoboken and signed by

David Roberts, Mayor
George DeStefano, CMFO
Louis Picardo, Tax Collector
Richard England, Business Administrator

are hereby ratified and confirmed and are hereby continued in full force and effect as amplified hereby; and, be it further –

RESOLVED, that all previous authorization for the signing and honoring of checks, drafts and other orders for the payment of money drawn on said City of Hoboken are hereby continued in full force and effect as amplified hereby; and, be it further –

RESOLVED, that the banks mentioned in the first paragraph hereof be furnished with a certified copy of this resolution.

MEETING: July 12, 2006

APPROVED TO FORM: _____
Joseph Sherman
Corporation Counsel

Department Director: _____
Richard England
Interim Business Administrator

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AWARDS CONTRACTS TO A VENDOR WHO IS EXEMPT FROM BIDDING IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(i)(ii).

WHEREAS, N.J.S.A. 40A:11-5(1)(i)(ii) allows municipalities to award public contracts without public bidding when "equipment repair service if in the nature of an extraordinary unspecifiable service and necessary parts furnished in connection with such services, which exception shall be in accordance with the requirements for extraordinary unspecifiable service, and

WHEREAS, the vendor shown below provides such goods and/or services which fall under the above citation, now,

THEREFORE, BE IT RESOLVED, that the below listed vendor is authorized to provide goods and/or services upon demand by the City of Hoboken with final payment being authorized by this City Council.

1.The above recitals are incorporated herein as thought fully set forth at length.

2.The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3.The Mayor, or his designee is hereby authorized to execute an agreement for the above references goods and/or services based upon the following information:

Bio Marine
456 Creamery Way
Exton, PA 19341-2532

Meeting date: 12 July 2006

Approved: Approved as to form:

_____ _____
Richard England, Business Admin. Joseph S. Sherman, Corp. Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION PUTS THE CITY OF HOBOKEN IN CONFORMITY WITH N.J.A.C. 5:34-1.2 (LOCAL PUBLIC CONTRACTS LAW RULES). THIS AFFIRMS THAT THE CITY OF HOBOKEN WILL BE PURCHASING GOODS AND/OR SERVICES FROM VENDORS APPROVED BY THE STATE'S DIVISION OF PURCHASE AND PROPERTY (N.J.S.A. 40A:11-12). THESE GOODS AND/OR SERVICES WILL BE: GASOLINE/DIESEL FUEL PURCHASES BY CREDIT CARD.

WHEREAS, the City of Hoboken wishes to purchase various goods and/or services from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

WHEREAS, the following firms have been awarded New Jersey Contracts for the period 1 July 2006 thru 30 June 2007; and,

WHEREAS, the purchasing agent recommends the utilization of these contracts on the grounds that they represent the best composite price available; and,

WHEREAS, the actual cost of the purchase of each of these individual various goods and/or services is expected not to exceed $ 275,000.00; and,

WHEREAS, the Chief Financial Officer will certify the availability of funds for these contracts,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken that:

ExxonMobil Fleet, PO Box 530988, Atlanta, GA 30353-0988, Contract # A85650 be awarded a contract for fiscal year 2005 for Gasoline/Diesel Fuel purchases by credit card.

DATE OF MEETING: 12 July 2006

APPROVED:

APPROVED AS TO FORM:

_____

Richard England, Business Administrator

_____

Joseph Sherman,
Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING LEGAL, FINANCIAL, ENGINEERING AND MEDIA PROFESSIONAL SERVICES

WHEREAS, there exists a need within the City of Hoboken for certain legal, financial and engineering professional services; and

WHEREAS, this type of work constitutes a professional services as defined by N.J.S.A. 40A:11-2(b) and as such, is exempt from the bidding requirements pursuant to N.J.S.A. 40A:11-5; and

WHEREAS, proposals were submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts and Media Consultants; and

WHEREAS, these professional services include but are not limited to municipal legal counsel, consulting and financial counsel, municipal engineering and architectural counsel, and municipal planning and land use counsel and expert consultants; and

WHEREAS, it is in the best fiscal and budgetary interests of the City of Hoboken to retain these professional consultants in a unified manner; and

WHEREAS, the following service professionals have proposed to provide a specific services for and on behalf of the City of Hoboken;

NOW THEREFORE BE IT RESOLVED that the Mayor be and is hereby authorized to execute professional services contracts with the following, and for the terms specified;

Florio & Kenny for Special Legal Counsel litigation as assigned by Corporation Counsel at a rate of $140.00 per hour not to exceed **$250,000.00** and for a term to expire **June 30, 2007**.

Florio & Kenny for special legal services on Workers' Compensation cases for a sum not to exceed $140.00 per hour to be paid by the **Third Party Administrator** and for a term to expire **June 30, 2007**.

Ansell, Zaro Grimm & Aaron (Gordon Litwin, Esq.) services on Real Estate/Development as assigned by Corporation Counsel at a rate of $140.00 per hour for a sum not to exceed **$50,000.00** and for a term to expire on **June 30, 2007**.

Scarinci & Hollenbeck, LLC for special legal services on Labor and Environmental matters as assigned by Corporation Counsel at a rate of $135.00 per hour for a sum not to exceed **$400,000.00** and for a term to expire on **June 30 2007.**

CCMSI as Third Party Administrator, Worker's Compensation, for an annual sum not to exceed **$38,000.00** for a term to expire **June 30, 2007**.

Florio & Kenny for special legal services for the Alcohol Beverage Control Board at a rate of $140.00 per hour for a sum not to exceed **$20,000.00** and for a term to expire **June 30, 2007.**

Gluck Walrath LLP for special legal services as Municipal Bond Counsel (to be paid out of Bond proceeds) for a term to expire **June 30, 2007.**

Schoor DePalma for professional Design and Engineering services for municipal parks construction and other municipal engineering services for a sum not to exceed **$75,000.00** and for a term to expire on **June 30, 2007**.

Vandor & Vandor as Planner at a rate of $140.00 per hour not to exceed **$75,000.00** subject to the terms of the professional services contract and for a term to expire **June 30, 2007.**

Krivit & Krivit, P.C. for professional services with regard to Grant Applications and Grant Management at a rate not to exceed **$50,000.00** and for a term to expire **June 30, 2007.**

Meadowlands Associates for a professional services for the development and implementation of various forms of Communication with Public and Private Entities, as well as the various forms of Media Communication at an hourly rate of $100.00 per hour not to exceed **$40,000.00** and for a term to expire **June 30, 2007.**

BE IT FURTHER RESOLVED, that all prior agreements for these services with any of the above parties are hereby terminated; and

BE IT FURTHER RESOLVED, that the Council reserves the right to cancel its authorization of the within contracts effective **July 1, 2007**; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. These agreements shall be effective July 1, 2006 and terminate June 30, 2007.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of these contracts in accordance to N.J.S.A. 40A:11-1 *et seq.*

DATE OF MEETING: 12 July 2006

APPROVED:

_____

Richard England, Business Administrator

APPROVED AS TO FORM:

_____

Joseph Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

BY THIS RESOLUTION THE HOBOKEN CITY COUNCIL AUTHORIZES A FINANCIAL GUARANTEE TO PRESERVE THE "MEAL ON WHEELS" PROGRAM OF THE NORTH HUDSON REGIONAL COUNCIL OF MAYORS.

WHEREAS, Hoboken participates in the "Meals on Wheels" and other community service programs administered through the North Hudson Regional Council of Mayors (NHRCM); and

WHEREAS, funding for these programs has not kept pace with the costs thereof, as a result of which the member municipalities must make up the deficit in some manner if these programs are to continue; and

WHEREAS, Hoboken wishes to try and keep these programs alive.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the City Council that , subject to the adoption of like resolutions by all other municipalities in the NHRCM, the City of Hoboken shall agree to contribute it's proportionate share of the cost of the "Meal on Wheels" program; and

BE IT FURTHER RESOLVED that the amount to be provided, by the City of Hoboken, for the fiscal year 2007 shall be in the amount of $56,692.00; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute, attest, seal and deliver such documents as are necessary and appropriate to carry out the purposes and intent of this Resolution, in form satisfactory to the Corporation Counsel.

Meeting: 12 July 2006

APPROVED AS TO FORM:

_____

_____

Richard England, Business Administrator

Joseph Sherman,
Corporation Counsel

THIS ORDINANCE AUTHORIZES THE CITY OF HOBOKEN TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE.

WHEREAS, the Local Government Cap Law, N.J.S.A 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% or the Cost-of-Living Adjustment (COLA), whichever is less, over the previous year\'92s final appropriations, subject to certain exceptions: and,

WHEREAS, N.J.S.A. 40A:4-45.14 provides that a municipality may, in any year in which the COLA is equal or less that the 2.5%, increase its final appropriations by a percentage greater than the COLA, but not to exceed the 3.5% rate as specified in the law, when authorized by ordinance; and,

WHEREAS, the COLA for SFY 2007 has been certified by the Director of Local Government Services in the Department of Community Affairs as 2.5%; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, in any year in which the COLA is equal to or less than 2.5%, may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the City Council of the City of Hoboken in the County of Hudson finds it advisable and necessary to increase its SFY 2007 budget by more than 2.5% over the previous year\'92s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the City Council hereby determines that a 3.5% increase in the budget for said year, amounting to $ 1,781,184.00 in excess of the increase in final appropriations otherwise permitted by Local Government Cap Law, is advisable and necessary; and,\par

WHEREAS, the City Council hereby determines that any amount authorized hereinabove, that is not appropriated as part of the final budget, shall be retained as an exception to final appropriations in either of the next two succeeding years.

NOT THEREFORE BE IT ORDAINED, by the City Council of the City of Hoboken, in the County of Hudson, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the SFY 2007 budget year, the final appropriation of the City of Hoboken shall, in accordance with this ordinance and N.J.S.A. 40A:445.14, be increased by 3.5% amounting to $1,781,184.00, and that the SFY 2007 municipal budget for the City of Hoboken be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon be filed with said Director within 5 days after such adoption.

Date of Meeting: 12 July 2006

APPROVED:	APPROVED AS TO FORM:
_____	_____
Richard England, Business Admin.	Joseph Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Three Thousand Seven Hundred Twenty Dollars ($3,720.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 12 July 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $2,280.00 necessary to meet this contract amount is available in the SFY 2007 Budget, in the following appropriation, Parking Utility Other Expense - 7-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION CONFIRMS THE CITY OF HOBOKEN'S SUPPORT OF THE HOBOKEN VOLUNTEER AMBULANCE CORPS. BY VIRTUE OF AN ANNUAL CONTRIBUTION OF FORTY THOUSAND DOLLARS.

WHEREAS, the City of Hoboken will appropriate the sum of $40,000 in the line item appropriation entitled Unclassified, Hoboken Volunteer Ambulance Corps, Account # 7-01-25-260-020 as a municipal contribution toward the support of the Hoboken Volunteer Ambulance Corps; and

WHEREAS, the City of Hoboken desires to support the Hoboken Volunteer Ambulance Corps; now, therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the Hoboken Volunteer Ambulance Corps in the sum of $20,000 as a semi-annual payment with the balance of $20,000 payable in the March Quarter of fiscal year 2007; and be it further

RESOLVED, that funds for this payment are available in the approved Temporary Budget line item appropriation entitled Unclassified, Hoboken Volunteer Ambulance Corps, Account # 7-01-25-260-020.

Meeting: 12 July 2006

APPROVED: **APPROVED AS TO FORM:**

_____

Richard England, Business Admin.

_____

Joseph Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION AUTHORIZES THE ADMINISTRATION TO ADVERTISE FOR ANY GOODS AND/OR SERVICES WHEN THE NEED ARISES. FINAL APPROVAL WILL BE MADE BY THE CITY COUNCIL.

WHEREAS, the City is in need of various goods and services for its' efficient operation; and

WHEREAS, such purchase of goods and services are governed by the Local Contracts Law and certain goods and services must be bid and advertised according to that law; and

WHEREAS, the Purchasing Agent is responsible for such purchases; now,

THEREFORE, BE IT RESOLVED that:

1. **The City's Purchasing Agent is authorized to advertise and receive bids for the City's purchase of such goods and services pursuant to law.**

2. **This resolution shall take effect immediately and remain in effect for fiscal year 2007.**

DATE OF MEETING: 12 July 2006

APPROVED:

APPROVED AS TO FORM:

_____

Richard England, Business Administrator

_____

Joseph Sherman,Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION PUTS THE CITY OF HOBOKEN IN CONFORMITY WITH N.J.A.C. 5:34-1.2 (LOCAL PUBLIC CONTRACTS LAW RULES). THIS AFFIRMS THAT THE CITY OF HOBOKEN WILL BE PURCHASING GOODS AND/OR SERVICES FROM VENDORS APPROVED BY THE STATE'S DIVISION OF PURCHASE AND PROPERTY (N.J.S.A. 40A:11-12). THESE GOODS AND/OR SERVICES WILL BE: AUTOMOTIVE PARTS, TIRE AND TUBES, PHOTOGRAPHIC EQUIPMENT AND SUPPLIES, PARK & PUBLIC PROPERTY EQUIPMENT AND MAINTENANCE SERVICES, AND OFFICE SUPPLIES.

WHEREAS, the City of Hoboken wishes to purchase various goods and/or services from an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and,

WHEREAS, the following firms have been awarded New Jersey Contracts for the period 1 July 2006 thru 30 June 2007; and,

WHEREAS, the purchasing agent recommends the utilization of these contracts on the grounds that they represent the best composite price available; and,

WHEREAS, the actual cost of the purchase of these individual various goods and/or services is expected not to exceed $ 65,000.00; and,

WHEREAS, the Chief Financial Officer has certified the availability of funds for these contracts,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken that:

M & G Auto Parts, Inc., 6023 Kennedy Blvd., North Bergen, Contract # A57013 be awarded a contract for fiscal year 2007 for Automotive Parts, and,

Generator Exchange, 667-669 Communipaw Ave., Jersey City, Contract # A57769 be awarded a contract for fiscal year 2007 for Automotive Parts, and

Beyer Bros. Corp., 108 Broad Ave., Fairview, Contract #A57735, be awarded a contract for fiscal year 2007 for Automotive Parts, and

W.B.Mason 210 Meadowlands Pkwy., Secaucus, NJ 07094,, Contract #A49010, be awarded a contract for fiscal year 2007 for Office Supplies, and

Double Eagle Equipment, 285 Ridge Road, Dayton, Contract #A51556, be awarded a contract for fiscal year 2007 for Park & Public Properties Equipment & Maintenance, and,

Hudson Camera Corp., 130 Newark Ave., Jersey City, Contract #A87639, be awarded a contract for fiscal year 2007 for Photographic Equipment and Supplies, and,

C & C Tire Co., Inc., 21 State Highway #17, East Rutherford, Contract #A49403, be awarded a contract for fiscal year 2007 for Tires and Tubes.

DATE OF MEETING: 12 July 2006

APPROVED:

APPROVED AS TO FORM

_____

_____

Richard England, Business Administrator

Joseph Sherman, Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION ESTABLISHING NEW PETTY CASH FUNDS FOR THE CITY OF HOBOKEN

WHEREAS, N.J.S.A. 40a:5-21 authorizes the establishment of Petty Cash Fund in any county or municipality by application and resolution; and

WHEREAS, it is the desire of the Chief Finance Officer, City of Hoboken, County of Hudson to establish such a fund for the City SFY 2007 as follows:

Office/ Department	**Amount**	**Use**	**Custodian**
Environmental Services	$150.00	Miscellaneous	Director Environmental Services
Solid Waste	$150.00	Miscellaneous	Director Environmental Services
Central Garage	$500.00	Miscellaneous	Director Environmental Services
Library	$150.00	Miscellaneous	Director Library
Revenue & Finance	$100.00	Miscellaneous	Chief Financial Officer
Police Department	$500.00	Miscellaneous	Police Chief

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Hoboken hereby authorizes such action and that two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

MEETING DATE: July 12, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SALE OF TAX ANTICIPATION NOTES OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, as follows:

SECTION 1. In anticipation of the collection of taxes for the fiscal year that commenced July 1, 2006, whether levied or to be levied in such fiscal year, and in anticipation of other revenues for such fiscal year, the City of Hoboken, in the County of Hudson, New Jersey (the "City") hereby authorizes and determines to issue, from time to time, negotiable Tax Anticipation Notes of the City in an aggregate principal amount not to exceed $5,000,000, in accordance with the Local Budget Law. Each such Tax Anticipation Note shall be designated "Tax Anticipation Note of 2006, Series A", together with such other designation as may be determined by the Chief Financial Officer of the City. The proceeds of the sale of such Tax Anticipation Notes, unless used to pay outstanding notes issued in anticipation of the collection of taxes of the same fiscal year, shall be applied only to the purposes provided for in the budget or for which taxes are levied or to be levied for such fiscal year, and shall not be applied to any other purpose.

SECTION 2. The amount of Tax Anticipation Notes outstanding at any one time shall not exceed $5,000,000, which is within the gross borrowing power (as certified by the Chief Financial Officer) of the City, and the amount of Tax Anticipation Notes authorized hereby is within the net borrowing power (as certified by the Chief Financial Officer) of the City. On June 30, 2005, the Chief Financial Officer executed a certificate setting forth the gross borrowing power and the net borrowing power of the City in accordance with N.J.S.A. 40A:4-66. Such certificate has been filed in the office of the Clerk of the City, and a copy thereof is attached hereto as Exhibit A and is hereby incorporated herein in its entirety.

SECTION 3. All Tax Anticipation Notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that all such Tax Anticipation Notes

and any renewals thereof shall mature within 120 days after the beginning of the next succeeding fiscal year. The Chief Financial Officer shall determine all matters in connection with the Tax Anticipation Notes issued pursuant to this resolution, and the Chief Financial Officer's signature upon the Tax Anticipation Notes shall be conclusive evidence as to all such determinations. All Tax Anticipation Notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:4-67. The Chief Financial Officer is hereby authorized to sell part or all of the Tax Anticipation Notes from time to time, at not less than par and accrued interest, at private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their date to the date of delivery thereof.

SECTION 4. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of Tax Anticipation Notes pursuant to this resolution is made, the amount, the description, the interest rate and the maturities of the Tax Anticipation Notes sold, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

SECTION 5. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the Tax Anticipation Notes authorized by this resolution. The Tax Anticipation Notes shall be direct, unlimited obligations of the City. The power and obligation of the City to pay any Tax Anticipation Notes issued pursuant to this resolution and the Local Budget Law shall be unlimited and the City shall have the power and be obligated to levy ad valorem taxes upon all taxable property within the City for the payment of such Tax Anticipation Notes and interest thereon, without limitation of rate or amount.

SECTION 6. All Tax Anticipation Notes issued pursuant to this resolution shall be executed by the Chief Financial Officer and the Mayor of the City, and shall be under the seal of the City and attested by the Clerk of the City. Such officers are hereby authorized to execute and deliver all documents necessary or convenient in connection with the issuance, sale and delivery of the Tax Anticipation Notes.

SECTION 7. A certified copy of this resolution shall be filed with the Director of Local Government Services in the Department of Community Affairs, State of New Jersey.

SECTION 8. This resolution shall take effect immediately.

MEETING DATE: July 12, 2006

APPROVED AS TO FORM:

Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

r

I, JAMES J. FARINA, the undersigned Clerk of the City of Hoboken, in the County of Hudson, New Jersey, hereby certify that the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City at its meeting held on July 12, 2006.

_____

(SEAL) James J. Farina, City Clerk

EXHIBIT A

CERTIFICATE OF CHIEF FINANCIAL OFFICER

I, George DeStefano, the Chief Financial Officer of the City of Hoboken, in the County of Hudson, New Jersey (the "City"), DO HEREBY CERTIFY, in accordance with N.J.S.A. 40A:4-66, and with respect to the City's fiscal year that commenced July 1, 2005 as follows:

1. The gross borrowing power in respect to tax anticipation notes of such fiscal year, being 30% of the tax levy of the next preceding fiscal year for all purposes, plus 2% of the amount of miscellaneous revenues realized in cash during the next preceding fiscal year, is $16,138,703.

2. The amount of notes outstanding in anticipation of the collection of taxes of such fiscal year is $0.

3. The net borrowing power of the City, being the excess of the first over the second of the two above amounts, is $24,386,002.

IN WITNESS WHEREOF, I have hereunto set my hand as Chief Financial Officer of the City this 12th day of July, 2006.

_____

Name: George DeStefano
Title: Chief Financial Officer

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION FOR TRANSFER OF TAXICAB, PUBLIC HACK OWNER LICENSE #56

WHEREAS, Heby New Jersey Inc. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #**56** to **Dallas Cowboy Inc.** and

WHEREAS, Heby New Jersey Inc has consented to said Transfer of Ownership and the application for transfer for Taxicab Owner License #**56** has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #**56** expiring March 31, 2007 be subject to all of its terms and conditions once transferred to **Dallas Cowboy Inc** and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as **Dallas Cowboy Inc** shall have filed with the Municipal Clerk of the City of Hoboken, N.J. an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey conditioned for the payment of a sum not less than $10,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of, any 1 person, resulting from an accident, and a sum of not less than $20,000.00 to satisfy all claims for damages, by reason of the bodily injuries to, or the death of, all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such autocab upon any public street; and conditioned for the payment of a sum not less than $5,000.00 to satisfy any claim for damages to property of any 1 person, resulting from an accident, and a sum not less than $5,000.00 to satisfy all claims for damages to property of all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such autocab upon any public street; together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48:16-3

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Hoboken City Clerk to issue the appropriate License upon satisfactory presentation of required documents.

This resolution shall be effective immediately.

Approved

Approved to Form

_____
Richard England
Business Administrator

_____
Joseph S. Sherman
Corporation Counsel

Date: July 12, 2006

Sponsored by:_____

Seconded by:_____

Resolution No. _____

THIS RESOLUTION AUTHORIZES TEMPORARY APPROPRIATIONS FOR THE SFY 2007 BUDGET.

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the fiscal year 2007 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriations for the current fund in the fiscal year 2006, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $72,831,581 and for the Parking Utility is the sum of $11,475,255; and

WHEREAS, twenty sixth and one quarter percent (26.25%) of the total appropriations of the current fund in the fiscal year 2006 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvements fund, public assistance and public utilities in said fiscal year 2006 budget is the sum of $19,118,290 and for the Parking Utility is the sum of $3,012,234; and

WHEREAS, N.J.S.A. 40A:4-19 also provides authority for appropriating in a temporary resolution the permanent debt service requirements for the coming fiscal year and

WHEREAS, principal and interest will be due on various dates from July 1, 2006 to June 30, 2007, inclusive, on sundry bonds issued and outstanding; and

WHEREAS, the total appropriations in the fiscal year 2006 budget made for interest and debt redemptions charges in the current fund is the sum of $4,256,729; and

WHEREAS, the temporary appropriations in the fiscal year 2007 budget for interest and debt redemptions charges are requested to be $3,704,300 for the current fund and $2,450,000 for the Parking Utility; and

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Hoboken that the following appropriations which, now, total $18,849,223.00 for the current fund including debt service and $3,694,360 for the Parking Utility including debt service be made and that a certified copy of this resolution be transmitted to the Chief Financial

Officer for his/her records:

ACCOUNT DESCRIPTION	ACCOUNT #	SFY 2007
Administration		
Special Counsel O.E.	7-01-20-156-021	$ 600,000.00
Community Development		
A.B.C. Board O.E.	7-01-20-113-021	$ 20,000.00
Director's Office O.E.	7-01-20-160-021	$ 75,000.00
Planning Board O.E.	7-01-21-180-021	$ 20,000.00
Zoning Bd of Adj. O.E.	7-01-21-185-021	$ 40,000.00
Unclassified		
Celebration of Events O.E.	7-01-23-216-020	$ 40,000.00
Engineering O.E.	7-01-31-461-000	$ 75,000.00
Judgements O.E.	7-01-37-480-000	$ 130,000.00
	TOTAL	$1,000,000.00

MEETING: 12 July 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

Title	Minimum	Max. 07/01/05
City Clerk	$56,000.00	$96,500.00
Community Development Director	$60,000.00	$99,500.00
Deputy Emergency Management Coordinator	$50,000.00	$85,000.00
Environmental Services Director	$60,000.00	$99,500.00
Human Services Director	$60,000.00	$99,500.00
Municipal Court Judge	$41,284.00	$82,000.00
Parking Utility Director	$60,000.00	$99,500.00
Construction Code Official	$60,000.00	$99,500.00
Tax Collector	$56,000.00	$96,500.00

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF" passed December 29, 1950, amended August 6, 1997 and December 18, 2002.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN AS FOLLOWS;

1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is an amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows in the attached list which is incorporated by reference.

2. If the Alphabetical List of Titles, City of Hoboken, herein set forth contains any position or positions, the duties of which are not enumerated in the Plan for the Standardization of Municipal Class Titles, which is a part of the ordinance to which this ordinance is an amendment, then in that event the duties of the said position or positions shall be those which pertain to the particular position and positions set forth in any other ordinance adopted and now in force and effect in any statute of the State of New Jersey relating to said position or provisions of this ordinance or the ordinance amended hereby.

3. The provisions of this ordinance shall in no way affect the tenure or Civil Service status of any employees presently employed by the City of Hoboken in any of the various positions set forth in the Alphabetical List of Titles, City of Hoboken, herein.

4. The Alphabetical List of Titles referred to herein as well as the salary ranges for all positions in the City shall be on file in the Office of the City Clerk.

5. All ordinances or parts of ordinances inconsistent herewith are herewith repealed.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk James Farina

Meeting: July 12, 2006

Approved:

_____
Mayor David Roberts

Approved to Form:

_____
Joseph S. Sherman, Corporation Counsel

SPONSORED BY:_____

SECONDED BY:_____

THIS RESOLUTION CERTIFIES A PRELIMINARY MUNICIPAL TAX LEVY TO BE UTILIZED IN THE CALCULATION OF THE MUNICIPAL PORTION OF THE THIRD AND FOURTH QUARTER INSTALLMENTS OF PROPERTY TAXES.

WHEREAS, on July 14, 1994, the Public Laws of 1994, Chapter 72 of the State of New Jersey were enacted, and

WHEREAS, the law, which is an act concerning the delivery and payment of real property tax bills, requires that the Governing Body of each municipality operating under the State Fiscal Year, shall certify, by resolution, a preliminary municipal tax levy to be utilized in the calculation of the municipal portion of the third and fourth installments of property taxes; and

WHEREAS, unless otherwise approved by the Director of Local Government Services, the amount of the preliminary municipal tax levy shall not be less than 95% of the prior fiscal year's tax levy; and

WHEREAS, the Tax Collector recommends that the municipal portion of the preliminary tax levy be set at $26,600,000.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Hoboken, in accordance with the Public Laws of 1994, Chapter 72, certifies a preliminary SFY 2007 municipal tax levy to be $26,600,000, and be it,

FURTHER RESOLVED, that the Administration is hereby authorized, if necessary, to issue estimated tax bills for the Third and Fourth quarters of Calendar year 2006.

Meeting: 12 July 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Admin. **Joseph Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING AN EMERGENCY CONTRACT FOR THE PARKING UTILITY

WHEREAS, the Hoboken Parking Utility owns the Automated Parking Garage located at 916 Garden Street within the City of Hoboken; and

WHEREAS, the 916 Garden Street Garage has a parking capacity of 314 motor vehicles and these are presently approximately 300 monthly contract parkers; and

WHEREAS, the Hoboken Parking Utility assumed the bonded indebtedness for the construction of the 916 Garden Street Garage and is obligated to make annual payments to the bond holders in the amount of $211,199.99; and

WHEREAS, the Hoboken Parking Utility has had a month to month contract with Robotic Service Organization in the amount of $23,250.00 to provide operational, maintenance, and repairs of the 916 Garden Street Automated Garage; and

WHEREAS, Robotic Service Organization on June 22, 2006 made a demand to increase its fee for operational, maintenance, and repairs for the 916 Garden Street Automated Garage to approximately $27,900.00 per month on a month to month basis; and

WHEREAS, the Hoboken Parking Utility declined to approve the demand of Robotic Service Organization to increase its operational, and maintenance, and repair monthly payment, and

WHEREAS, Robotic Service Organization served the Hoboken Parking Utility with notice dated July 3, 2006 effective August 1, 2006 that it was terminating its month to month operational, maintenance, and repair agreement with the HPU; and

WHEREAS, the termination of Robotic Service Organization's month to month operational, maintenance, and repair agreement creates an "Emergency" contract situation pursuant to NJSA 40A:11-6 is that:

(a) The 916 Garden Street Automated Garage can not be operated without extremely specialized knowledge and expertise, which is not readily available in the market place;
(b) The 916 Garden Street Automated Garage is the only fully automated parking garage in the United States;
(c) The 916 Garden Street Automated Garage has approximately 300 contract

monthly parkers who will be unable to park their vehicles;

(d) The Hoboken Parking Utility and the City of Hoboken are obligated to pay its bond holders of the Garage annual debt service payments in the amount of $211,199.99, which are derived from the monthly parking fees paid by the garages monthly parkers.

NOW, THEREFORE BE IT RESOLVED that, the Hoboken Parking Utility shall be authorized to negotiate an Emergency Contract with Robotic Service Organization or other qualified vendor to provide operational, maintenance and repair on a month to month basis; and

BE IT FURTHER RESOLVED, that the Hoboken Parking Utility prepare bid specifications for a Public Bid or Competitive Bid pursuant to NJSA 40A:11-4.3 or other appropriate bidding statutes in order to retrofit the 916 Garden Street Automated Garage and all necessary software, and operational, maintenance, and repair for the maximum length of time permitted by law.

Meeting of: 12 July 2006

APPROVED:

_____
Richard England, Business Administrator

APPROVED AS TO FORM:

_____
Joseph S. Sherman, Corporation Counsel

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING ENTRY INTO AN AGREEMENT WITH NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS "DCA" FOR PARTICIAPTION IN COOPERATIVE HOUSING INSPECTION PROGRAM

WHEREAS, the State of New Jersey, Department of Community Affairs, ("DCA") has received authorization to conduct State mandated inspections of multiple dwellings and hotels; and

WHEREAS, the City of Hoboken, on behalf of the Bureau of Housing Inspection of multiple dwellings and hotels within the City of Hoboken, on behalf of the Bureau of Housing Inspection during the months of July 1, 2006 through June 31, 2007; and

WHEREAS, the authorization is based upon the requirement that the inspections be conducted in strict accordance with the conditions of authorization which are attached hereto and incorporated by reference; and

WHEREAS, the "DCA" is authorized to pay the City of Hoboken the sum of Sixty Four Thousand ($64,000.00) dollars for conducting the State inspections during FY 2007. Said sum being based upon the number of hotels, motels and multiple dwellings in Hoboken that will require inspection during FY 2007.

WHEREAS, in addition to current inspections it may also be necessary to include inspections determined by the "DCA" to be overdue.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution is effective immediately.

Approved:

_____
Richard England,
Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: August 9, 2006

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

WHEREAS, the Federal Emergency Management Agency ("FEMA") has revised and updated Flood Plane Maps applicable to all communities in New Jersey, including Hoboken; and

WHEREAS, it is necessary that documents prepared by "FEMA" are to be retained and maintained on file in the office of the Construction Official for the City of Hoboken.

NOW, THEREFORE, BE IT RESOLVED that the area of special flood hazard for the Hoboken, community No. 340222, are identified and defined on the following documents prepared by "FEMA":

(a) A scientific and engineering report "Flood Insurance Study, Hudson County, New Jersey (All Jurisdictions)" dated August 16, 2006.

(b) Flood Insurance Rate Map for Hudson County, New Jersey (All Jurisdictions) as shown on Index and panel numbers 0043, 0044, 0106, 0107, whose effective date is August 16, 2006.

The Flood Insurance Study and maps are on file at the Office of the Construction Official, City Hall, 94 Washington Street, Hoboken, New Jersey, 07030.

BE IT FURTHER RESOLVED by the City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. This resolution takes effect immediately.

Approved:

_____
Richard England,
Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: August 9, 2006

CITY OF HOBOKEN

ORDINANCE NO. ____

AN ORDINANCE AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 1032-1040 GRAND STREET, HOBOKEN, NEW JERSEY, FOR REDVELOPMENT IN ACCORDANCE WITH THE NORTHWEST REDEVELOPMENT PLAN.

WHEREAS, by Ordinance No. R-318 dated May 20, 1998, the City Council adopted the Northwest Redevelopment Plan for an area declared to be an area in need of redevelopment; and

WHEREAS, by Resolution No. 1683 dated October 18, 2000, the City Council, exercising redevelopment powers under N.J.S.A. 40A:12-4, approved an Amended Developer's Agreement with Frank Raia as the Redeveloper for certain parcels of land within the boundaries of the Northwest Redevelopment Plan; and

WHEREAS, pursuant to the foregoing Resolution, the City of Hoboken has entered into an Amended Developer's Agreement with Frank Raia which provides for the purchase or condemnation of the property known as 1032-1040 Grand Street (Block 150, Lot 3 on the Tax Assessment Map)(the "Property") for the purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

WHEREAS, by Resolution No. 03-953 dated April 16, 2003, the City Council consented to the transfer of the Redeveloper's rights under the foregoing Amended Developer's Agreement to a joint venture comprised of Tarragon Realty Investors, Inc., Ursa Development Group, LLC and Frank Raia with respect to certain properties including the property located at 1032-1040 Grand Street; and

WHEREAS, on May 19, 2003, an Assignment and Assumption Agreement in accordance with the foregoing City Council Resolution was executed by the joint venture parties under which the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the property located at 1032-1040 Grand Street were assigned to and assumed by the joint venture parties through a development entity to be formed by them; and

WHEREAS, the joint venture parties have formed a development entity known as Block 150 Development, LLC as assignee of the foregoing rights and obligations, and Block 150 Development, LLC has assumed the Redeveloper's rights and obligations under the Amended Developer's Agreement with respect to the Property; and

WHEREAS, the joint venture partners have been unable or unsuccessful in negotiating the acquisition of the Property and have requested that the City of Hoboken proceed with the acquisition of the Property by purchase or condemnation in accordance with the Amended Developer's Agreement;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

1. The property known as 1032-1040 Grand Street, Hoboken, New Jersey, designated as Block 150, Lot 3 on the Hoboken Tax Assessment Map (the "Property"), is determined to be needed for the public purpose of redevelopment in accordance with the Northwest Redevelopment Plan; and

2. The Mayor, Business Administrator and Special Counsel (who is to be retained by separate resolution) are authorized and directed to undertake any actions and to execute any documents necessary or appropriate to acquire the Property from the owner either by purchase or condemnation in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.; and

3. The amount of the offer price to be offered to the record owner of the Property is to be fixed by further resolution upon receipt and approval of an appraisal report to be prepared by a qualified real estate appraiser; and

4. All awards of compensation and costs associated with the acquisition of the Property are to be borne and paid for by Block 150 Development, LLC in accordance with the Amended Developer's Agreement. Security for these payments shall be provided in accordance with the Amended Developer's Agreement in such form and

amount as directed by the Director of the Department of Community Development.

5. At such time as the City acquires the Property from the owner by negotiated purchase, or in the event the City exercises its power of condemnation, when title vests with the City, the City is authorized and directed to sell the Property for fair market value plus all costs and expenses and to convey the Property to Block 150 Development, LLC, the designated redeveloper for the construction of an authorized project, provided however, in the event the Property is not used for such purpose, title to the Property shall revert to the City without any entry or re-entry made thereon on behalf of the City.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor, David Roberts

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

Approved:

_____
Fred M. Bado, Director,
Community Development

Meeting: March 1, 2006

Introduced By:_____

Seconded By:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION REQUESTING PREPARATION OF REDEVELOPMENT PLAN FOR THE SOUTHWEST IT DISTRICT REDEVELOPMENT AREA

WHEREAS, on June 21, 2006, the City Council of the City of Hoboken designated the following properties (collectively, the "Southwest IT District Redevelopment Area") as an area in need of redevelopment in accordance with N.J.S.A. 40A:12A-1 et seq:

Block 3.1, 4, 6, 12, 14 (all lots);
Block 3, Lots 3-11;
Block 3.2, Lots 6-15;
Block 9, Lots 1-4 and 6-7;
Block 10, Lots 1-7 and 27-37;
Block 23, Lot 1;
Block 139.1, Lots 1, 3, and 4;
Block 3.2, Lots 1-5;
Block 5 (all lots);
Block 10, Lots 8-26;
Block 139.1, Lot 2.

WHEREAS, the firm of Heyer, Gruel & Associates, 63 Church Street, 2nd Floor, New Brunswick, New Jersey 08901, planning consultants, has conducted a Redevelopment Area Study for the Southwest IT District Redevelopment area, which study is contained in a report, dated April, 2006; and

WHEREAS, the City Council desires to proceed to adopt a Redevelopment Plan for the Southwest IT District Redevelopment Area;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hoboken as follows:

1. The firm of Heyer, Gruel & Associates, 63 Church Street, 2nd Floor, New Brunswick, New Jersey 08901, planning consultants, is hereby authorized to prepare a redevelopment plan for the Southwest IT District Redevelopment Area and to submit same to the City

Council for its review. The cost of said study shall not exceed a maximum amount of FIFTY-SEVEN THOUSAND DOLLARS ($57,000.00).

2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. This Resolution shall be effective immediately.

Date of Meeting: August 9, 2006

APPROVED:

_____

Fred M. Bado, Director
Director of Community Development

APPROVED AS TO FORM:

_____

Joseph S. Sherman
Corporation Counsel

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XIX
SCHOOL ZONE

190-31(B) School Zone

Section 1 : The locations described are hereby designated as a school zone; No parking certain hours No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of passengers or materials. So long as such period of time does not consume more then three (3) minutes.

Name of Street	Time	Side	Location
Jefferson Street	8:00 A.M. to 3:00 P.M Monday thru Friday	West	Beginning at a point 237 feet south of the southerly curbline of Fourth Street and extending 63 feet southerly therefrom.

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3: This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices."

Section 4: This ordinance shall take effect as provided by law.

_____ _____
Mayor City Clerk

Meeting Date: August 9, 2006 _____
Approved as to legal from

THE FLOOD DAMAGE PREVENTION ORDINANCE
(60.3)C

Section 1.0

Statutory Authorization, Findings of Fact, Purpose and Objectives

1.1 STATUTORY AUTHORIZATION

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the City Counsel of the City of Hoboken, of New Jersey does ordain as follows:

1.2 FINDINGS OF FACT

[1] The flood hazard areas of City of Hoboken are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.

[2] These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, causes damage in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

1.3 STATEMENT OF PURPOSE

It is the purpose of this ordinance to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed:

[1] To protect human life and health;

[2] To minimize expenditure of public money for costly flood control projects;

[3] To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;

[4] To minimize prolonged business interruptions;

[5] To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets, bridges located in areas of special flood hazard;

[6] To help maintain a stable tax base by providing for the second use and development of areas of special flood hazard so as to minimize future flood blight areas;

[7] To insure that potential buyers are notified that property is in an area of special flood hazard; and

[8] To ensure that those who occupy the areas of special flood hazard assume responsibility for their actions.

1.4 METHODS OF REDUCING FLOOD LOSSES

In order to accomplish its purposes, this ordinance includes methods and provisions for:

[1] Restricting or prohibiting uses which are dangerous to health, safety, and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;

[2] Requiring that uses vulnerable to floods including facilities which serve such uses, be protected against flood damage at the time of initial construction;

[3] Controlling the alteration of natural flood plains, stream channels, and natural protective barriers, which help accommodate or channel flood waters;

[4] Controlling filling, grading, dredging, and other development which may increase flood damage; and,

[5] Preventing or regulating the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards in other areas.

Section 2.0

DEFINITIONS

Unless specifically defined below, words or phases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

"Appeal" means a request for a review of the Construction Official interpretation of any provision of this ordinance or a request for a variance.

"Area of shallow flooding" means a designated AO or AH zone on a community's Flood Insurance Rate Map with a one percent or greater chance of flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

"Area of special flood hazard" means the land in the flood plain within a community subject to a one percent or greater chance of flooding in any given year.

"Base flood" means the flood having a one percent chance of being equaled or exceeded in any given year.

"Basement" means any area of the building having its floor subgrade (below ground level) on all sides.

"Breakaway wall" means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or supporting foundation system.

"Development" means any man made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations, or storage of equipment or materials located within an area of special flood hazard.

"Elevated building" means a non-basement building (i) built in the case of a building in an Area of Special Flood Hazard to have the top top of the elevated floor elevated above the ground level by means of piling, columns (posts and piers), or shear walls parallel to the flow of the water, and (ii) adequately anchored so as not to impair the structural integrity of the building during a flood up to the magnitude of the base flood. In an Area of Special Flood Hazard "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of flood waters.

"Flood or flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas from:

[1] The overflow of inland or tidal waters and/or

[2] The unusual and rapid accumulation or runoff of surface waters from any source.

"Flood Insurance Rate Map"(FIRM) means the official map on which the Federal Insurance Administration has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

"Flood Insurance Study"(FIS) means the official report provided in which the Federal Insurance Administration has provided flood profiles, as well as the Flood Insurance Rate Map and the water surface elevation of the base flood.

"Flood plain management regulations" means zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a flood plain ordinance, grading ordinance and erosion control ordinance) and other applications of police power. The term describes such State or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

"Highest adjacent grade" means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

"Historic Structure" means any structure that is:

[a] Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

[b] Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district preliminarily determined by the Secretary to qualify as a registered historic district;

[c] Individually listed on a State inventory of historic places in States with historic preservation programs which have been approved by the Secretary of the Interior; or

[d] Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:

(1) By an approved State program as determined by the Secretary of the Interior; or
(2) Directly by the Secretary of the Interior in States without approved programs.

"Lowest Floor" means the lowest floor of the lowest enclosed area [including basement]. An unfinished or flood resistant enclosure, useable solely for the parking of vehicles, building access or storage in an area other than a basement is not considered a buildings lowest floor provided that such enclosure is not built so to render the structure in violation of other applicable non-elevation design requirements.

"Manufactured home" means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when attached to the required utilities. The term "manufactured home" does not include a "recreation vehicle".

"Manufactured home park or manufactured home subdivision" means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

"New construction" means structures for which the start of construction commenced on or after the effective date of a floodplain regulation adopted by a community and includes any subsequent improvements to such structures.

"New manufactured home park or subdivision" means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of the flood plain management regulations adopted by the municipality.

"Recreational vehicle" means a vehicle which is [i] built on a single chassis; [ii] 400 square feet or less when measured at the longest horizontal projections; [iii] designed to be self-propelled or permanently towable by a light duty truck; and [iv] designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

"Start of Construction"(for other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. No. 97-348) includes substantial improvements and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site such as the pouring of a slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation, or the placement of a manufactured home on a foundation.

Permanent construction does not include land preparation, such as clearing, grading and filling nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings or piers, or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

"Structure" means a walled and roofed building, a manufactured home, or a gas or liquid storage tank, that is principally above ground.

"Substantial Damage" means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

"Substantial Improvement" means any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which exceeds 50 percent of the market value of the structure before the "start of construction" of the improvement. This term includes structures which have incurred "substantial damage", regardless of the actual repair work performed. The term does not, however, include either:

[1] Any project for improvement of a structure to correct existing violations of State or local health, sanitary or safety code specifications which have been identified by the local code enforcement officer and which are the minimum necessary to assure safe living conditions; or

[2] Any alteration of a "historic structure", provided that the alteration will not preclude the structure's continued designation as a "historic structure".

"Variance" means a grant of relief from the requirements of this ordinance which permits construction in a manner that would otherwise be prohibited by this ordinance.

Section 3.0

General Provisions

3.1 LANDS TO WHICH THIS ORDINANCE APPLIES

This ordinance shall apply to all areas of special flood hazards within the jurisdiction of Hoboken, Hudson County, New Jersey.

3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD

The areas of special flood hazard for the Hoboken, Community No.340222, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

(a) A scientific and engineering report "Flood Insurance Study, Hudson County, New Jersey (All Jurisdictions)" dated August 16, 2006.
(b) Flood Insurance Rate Map for Hudson County, New Jersey (All Jurisdictions) as shown on Index and panel numbers 0043, 0044, 0106, 0107; whose effective date is August 16, 2006.

The above documents are hereby adopted and declared to be a part of this ordinance. The Flood Insurance Study and maps are on file at City Hall, 94 Washington Street, Hoboken, NJ 07030.

3.3 PENALTIES FOR NONCOMPLIANCE

No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this ordinance and other applicable regulations. Violation of the provisions of this ordinance by failure to comply with any of its requirements (including violations of conditions and safeguards established in connection with conditions) shall constitute a misdemeanor. Any person who violates this ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than $_____ or imprisoned for not more than ___ days, or both, for each violation, and in addition shall pay all costs and expenses involved in the case. Nothing herein contained shall prevent the City of Hoboken from taking such other lawful action as is necessary to prevent or remedy any violation.

3.4 ABROGATION AND GREATER RESTRICTIONS

This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and other ordinance, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.

3.5 INTERPRETATION

In the interpretation and application of this ordinance, all provisions shall be:

[1] Considered as minimum requirements;
[2] Liberally construed in favor of the governing body; and,
[3] Deemed neither to limit nor repeal any other powers granted under State statutes.

3.6 WARNING AND DISCLAIMER OF LIABILITY

The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages.

This ordinance shall not create liability on the part City of Hoboken, any officer or employee thereof or the Federal Insurance Administration, for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.

Section 4.0

Administration

4.1 ESTABLISHMENT OF DEVELOPMENT PERMIT

A Development Permit shall be obtained before construction or development begins within any area of special flood hazard established in Section 3.2. Application for a Development Permit shall be made on forms furnished by the Construction Official and may include, but not be limited to; plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities; and the location of the foregoing.

Specifically, the following information is required:

[1] Elevation in relation to mean sea level, of the lowest floor (including basement) of all structures;

[2] Elevation in relation to mean sea level to which any structure has been floodproofed.

[3] Certification by a registered professional engineer or architect that the floodproofing methods for any nonresidential structure meet the floodproofing criteria in Section 5.2-2; and,

[4] Description of the extent to which any watercourse will be altered or relocated as a result of proposed development.

4.2 DESIGNATION OF THE LOCAL ADMINISTRATOR

The Construction Official is hereby appointed to administer and implement this ordinance by granting or denying development permit applications in accordance with its provisions.

4.3 DUTIES AND RESPONSIBILITIES OF THE ADMINISTRATOR

Duties of the Construction Official shall include, but not be limited to:

4.3-1 PERMIT REVIEW

[1] Review all development permits to determine that the permit requirements of this ordinance have been satisfied.

[2] Review all development permits to determine that all necessary permits have been obtained from those Federal, State or local governmental agencies from which prior approval is required.

[3] Review all development permits to determine if the proposed development is located in the floodway.

4.3-2 USE OF OTHER BASE FLOOD AND FLOODWAY DATA

When base flood elevation and floodway data has not been provided in accordance with **Section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD,** the Construction Official shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a Federal, State or other source, in order to administer **Sections 5.2-1, SPECIFIC STANDARDS,** Residential Construction, and **5.2-2, SPECIFIC STANDARDS,** Nonresidential Construction.

4.3-3 INFORMATION TO BE OBTAINED AND MAINTAINED

[1] Obtain and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, and whether or not the structure contains a basement.

[2] For all new or substantially improved floodproofed structures:

[i] verify and record the actual elevation (in relation to mean sea level); and

[ii] maintain the floodproofing certifications required in **Section 4.1 (3).**

[3] Maintain for public inspection all records pertaining to the provisions of this ordinance.

4.3-4 ALTERATION OF WATERCOURSES

[1] Notify adjacent communities and the New Jersey Department of Environmental Protection , Dam Safety and Flood Control Section and the Land Use Regulation Program prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Insurance Administration.

[2] Require that maintenance is provided within the altered or relocated portion of said watercourse so the flood carrying capacity is not diminished.

4.3-5 INTERPRETATION OF FIRM BOUNDARIES

Make interpretations where needed, as to the exact location of the boundaries of the areas of special flood hazards (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in **SECTION 4.4.**

4.4 VARIANCE PROCEDURE

4.4-1 APPEAL BOARD

[1] The Construction Board of Appeals as established by the City of Hoboken shall hear and decide appeals and requests for variances from the requirements of this ordinance.

[2] The Construction Board of Appeals shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Construction Official in the enforcement or administration of this ordinance.

[3] Those aggrieved by the decision of the Construction Board of Appeals, or any taxpayer, may appeal such decision to Superior Court of New Jersey, NJSA 52:22D-127, et seq.

[4] In passing upon such applications, the Construction Board of Appeals, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this ordinance, and:

(i) the danger that materials may be swept onto other lands to the injury of others;

(ii) the danger to life and property due to flooding or erosion damage;

(iii) the susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;

(iv) the importance of the services provided by the proposed facility to the community;

(v) the necessity to the facility of a waterfront location, where applicable;

(vi) the availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;

(vii) the compatibility of the proposed use with existing and anticipated development;

(viii) the relationship of the proposed use to the comprehensive plan and flood plain management program of that area;

(ix) the safety of access to the property in times of flood for ordinary and emergency vehicles;

(x) the expected heights, velocity, duration, rate of rise, and sediment transport of the flood waters and the effects of wave action, if applicable, expected at the site; and,

(xi) the costs of providing governmental services during and after flood conditions, including maintenance and repair of public utilities and facilities such as sewer, gas, electrical, and water systems, and streets and bridges.

[5] Upon consideration of the factors of Section 4.4-1(4) and the purposes of this ordinance, the Construction Board of Appeals may attach such conditions to the granting of variances as it deems necessary to further the purposes of this ordinance.

[6] The Construction Official shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Insurance Administration upon request.

4.4-2 CONDITIONS FOR VARIANCES

[1] Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of one-half acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, providing items **(i-xi)** in **SECTION 4.4-1(4)** have been fully considered. As the lot size increases beyond the one-half acre, the technical justification required for issuing the variance increases.

[2] Variances may be issued for the repair or rehabilitation of historic structures upon a determination that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and the variance is the minimum necessary to preserve the historic character and design of the structure.

[3] Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.

[4] Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.

[5] Variances shall only be issued upon:

(i) a showing of good and sufficient cause;

(ii) a determination that failure to grant the variance would result in exceptional hardship to the applicant; and,

(iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public as identified in **SECTION 4.4-1(4)**, or conflict with existing local laws or ordinances.

[6] Any applicant to whom a variance is granted shall be given written notice that the structure will be permitted to be built with a lowest floor elevation below the base flood elevation and that the cost of flood insurance will be commensurate with the increased risk resulting from the reduced lowest floor elevation.

SECTION 5.0

Provisions For Flood Hazard Reduction

5.1 GENERAL STANDARDS

In all areas of special flood hazards the following standards are required:

5.1-1 ANCHORING

[1] All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.

[2] All manufactured homes shall be anchored to resist flotation, collapse or lateral movement. Methods of anchoring may include, but are not to be limited to, use of over-the top or frame ties to ground anchors. This requirement is in addition to applicable State and local anchoring requirements for resisting wind forces.

5.1-2 CONSTRUCTION MATERIALS AND METHODS

[1] All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.

[2] All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

5.1-3 UTILITIES

[1] All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system;

[2] New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters;

[3] On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding; and

[4] Electrical, heating, ventilation, plumbing and air-conditioning equipment and other service facilities shall be designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

5.1-4 SUBDIVISION PROPOSALS

[1] All subdivision proposals shall be consistent with the need to minimize flood damage;

[2] All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical, and water systems located and constructed to minimize flood damage;

[3] All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage; and,

[4] Base flood elevation data shall be provided for subdivision proposals and other proposed development which contain at least 50 lots or 5 acres (whichever is less).

5.1-5 ENCLOSURE OPENINGS

All new construction and substantial improvements having fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria: A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided. The bottom of all openings shall be no higher than one foot above grade. Openings may be equipped with screens, louvers, or other covering or devices provided that they permit the automatic entry and exit of floodwaters.

5.2 SPECIFIC STANDARDS

In all areas of special flood hazards where base flood elevation data have been provided as set forth in **Section 3.2, BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD or in SECTION 4.3-2,** Use of Other Base Flood Data, the following standards are required:

5.2-1 RESIDENTIAL CONSTRUCTION

[1] New construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated to or above base flood elevation;

[2] require within any AO zone on the municipality's FIRM that all new construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated above the highest adjacent grade at least as high as the depth number specified in feet (at least two feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures.

5.2-2 NONRESIDENTIAL CONSTRUCTION

[1] New Construction and substantial improvement of any commercial, industrial or other nonresidential structure shall either have the lowest floor, including basement, elevated to the level of the base flood elevation or together with the attendant utilities and sanitary facilities, shall;

[2] be require within any AO zone on the municipality's FIRM that all new Construction and substantial improvement of any commercial, industrial or other nonresidential structure shall either have the lowest floor, including basement, elevated above the highest adjacent grade at least as high as the depth number specified in feet (at least two feet if no depth number is specified). And, require adequate drainage paths around structures on slopes to guide floodwaters around and away from proposed structures; or

[3] be floodproofed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water;

[4] have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and,

[5] be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the applicable provisions of this subsection. Such certification shall be provided to the official as set forth in **SECTION 4.3-3 (2).**

5.2-3 MANUFACTURED HOMES

[1] Manufactured homes shall be anchored in accordance with Section 5.1-1(2).

[2] All manufactured homes to be placed or substantially improved within an area of special flood hazard shall be elevated on a permanent foundation such that the top of the lowest floor is at or above the base flood elevation.

CITY OF HOBOKEN

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNCIL OF THE CITY OF HOBOKEN GRANTING AN EASEMENT FOR CERTAIN ENCROACHMENTS WITHIN THE PUBLIC RIGHT OF WAY AT THE SITE OF REAL PROPERTY LOCATED AT 336 SINATRA DRIVE, HOBOKEN, NEW JERSEY, MORE PARTICULARY KNOWN AS BLOCK 231.4, ON THE TAX MAP OF THE CITY OF HOBOKEN, COUNTY OF HUDSON, STATE OF NEW JERSEY

WHEREAS, the applicant, Hoboken South Waterfront Associates, L.P., has petitioned the City of Hoboken for the granting of a certain easement over municipal lands at 336 Sinatra Drive, Hoboken, New Jersey, ("the premises") which premises is more particularly described as Block 231.4, on the Tax Map of the City of Hoboken, New Jersey, in order to maintain an encroachment on municipal lands for the purpose placing canopy over the main entrance within the fence line adjacent to the western property line. The easements are described as follows:

METES AND BOUNDS
(PROPOSED FENCE)

All that certain tract, or parcel of land, situate, lying and being in the City of Hoboken, County of Hudson, and the State of New Jersey, bounded and described as follows:

BEGINNING at a point in the northwesterly line of Sinatra Drive, distant 102.24 feet southwesterly from the intersection formed by the southwesterly line of Fourth Street with the southeasterly line of Sinatra Drive and running:

THENCE S-13º-04'-W and along the northwesterly line of Sinatra Drive a distance of 57.70 feet to a point,

THENCE S-76 º-56'-E and onto the right-of-way of Sinatra Drive a distance 10.00 feet to a point,

THENCE N-13 º-04'-E and continuing in the right-of-way of Sinatra Drive a distance of 57.70 feet to a point,

THENCE N-76 º -56'-W and continuing in the right-of-way of Sinatra Drive a distance of 10.00 feet to a point being the point or place of BEGINNING.

Said parcel being 57.70 feet by 10.00 feet and lying in the right-of-way of Sinatra fronthin No. 336 Sinatra Drive and containing 577 square feet.

Known as Block 231.4 as shown on the official tax assessment map for the City of Hoboken, Hudson County, New Jersey, and more commonly known as 336 Sinatra Drive, Hoboken, New Jersey; and

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HOBOKEN THAT THE CITY OF HOBOKEN HEREBY GRANTS 336 Sinatra Drive THE AFREMENTIONED EASEMENT SUBJECT TO THE FOLLOWING CONDITIONS AND REQUIREMENTS:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The City of Hoboken expressly reserves the right to require the removal of any projections or encumbrances, under or upon any street, sidewalk or public easement, for any reason including but not limited to destruction of premises by fire.

3. The applicant shall immediately remove any or all projections or encumbrances that are improperly maintained and thus present a public hazard.

4. The applicant shall indemnify the City of Hoboken for any and all damage or money loss occasioned by the City of Hoboken or its officers or agents by any neglect, wrong-doing, omissions or commissions by the applicant arising form the making of improvements referred to herein and the construction, use and maintenance of the property described herein, and shall hold harmless the Mayor and Council of the City of Hoboken its officers, agents employees, against all claims, charges, judgments, costs, penalties, remediation or counsel fees arising from such damages or loss, including but not limited to death and injury, to any person or damage to property of any person, firm or corporation occasioned wholly or in part from the construction, use and maintenance of the property described herein, and the applicant shall maintain liability insurance with respect thereto, in an amount of $1,000,000.00 with a policy to be issued by an insurance company approved by the Office of the Corporation Counsel, naming the City of Hoboken, the Mayor and the City Council Members as an additional insured's.

5. These easements shall run with the land and insure to the benefits of the applicant's successors and assigns in title and interest to the property served by these easements. The covenants and conditions set forth herein shall similarly be the obligation of the applicant's successors and assigns in the title and interest to the property served by the within easements.

6. The permission granted herein is conditioned upon and shall be effective only upon the applicant obtaining any and all other necessary permits that may be required by local or state law.

7. This ordinance shall take effect as provided by law.

Adopted:

City Clerk

Approved:

Mayor

Approved as to Form:

Joseph S. Sherman, Corporation Counsel

Date: August 9, 2006

Eileen Wehrhahn 8/4/06 10:42 AM
Deleted: DRAFT: July 31, 2006

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN PURSUANT TO N.J.S.A. 40A:12A-7 FOR THE PUBLIC WORKS GARAGE SITE LOCATED IN THE CITY OF HOBOKEN

WHEREAS, by Resolution adopted on March 27, 2006, the City Council of the City of Hoboken ("City Council") designated the Public Works Garage Site as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law ("Redevelopment Law"), N.J.S.A. 40A:12A-1 et seq. for reasons stated therein;

WHEREAS, by Ordinance adopted May 3, 2006, the City Council adopted a Redevelopment Plan dated April 19, 2006 and prepared by Phillips Preiss Shapiro Associates, Inc. ("PPSA"), planning consultants, for the Public Works Garage Site (Block 1, Lots 1, 11, 12, 13 and 14) pursuant to the Redevelopment Law, N.J.S.A. 40A:12A-7;

WHEREAS, the Redevelopment Plan provides for the development of up to 240 residential units;

WHEREAS, based upon the submissions received on May 26, 2006 in response to a Request for Proposals, and comments of interested developers during the public solicitation process, the bulk standards set forth in the Redevelopment Plan do not appear to promote the creation of sufficient gross square footage and net square footage for the development of approximately 240 residential units, particularly larger units with two (2) or more bedrooms;

WHEREAS, following the rejection of the proposals submitted, PPSA drafted proposed amendments to the Redevelopment Plan that would allow for the development of more residential units, including more units with two (2) or more bedrooms, without raising the maximum number of residential units permitted thereunder;

WHEREAS, the attached Amended Redevelopment Plan meets the statutory requirements of, and can be adopted consistent with, the applicable provisions of the Redevelopment Law.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hoboken as follows:

Section 1. The City Council hereby adopts the attached Amended Redevelopment Plan dated July __, 2006 and prepared by PPSA for the Public Works Garage Site (Block 1, Lots 1, 11, 12, 13 and 14) pursuant to the Redevelopment Law, N.J.S.A. 40A:12A-7. A copy of the Amended Redevelopment Plan shall be maintained in the offices of the City Clerk.

Section 2. The Amended Redevelopment Plan shall supersede the Redevelopment Plan adopted by the City Council on May 3, 2006 and applicable provisions of the Zoning Ordinance of the City of Hoboken. In all situations where zoning issues are not specifically addressed by

the Amended Redevelopment Plan, the Zoning Ordinances of the City of Hoboken shall remain in full force and effect.

Section 3. Pursuant to N.J.S.A. 40A:12A-7(c), the City Zoning Map is hereby amended consistent with Section 1 above, so as to indicate that the Amended Redevelopment Plan applies to the redevelopment area depicted in Figure 2 on page 3 of the attached Redevelopment Plan, and which is further designated as Block 1, Lots 1, 11, 12, 13, and 14 on the Tax Map of the City of Hoboken.

Section 4. If any provision of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions of this Ordinance, except so far as the provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 5. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. This Ordinance shall take effect immediately upon adoption and publication according to law, and upon filing with the Hudson County Planning Board.

Introduction: August 9, 2006

Public Hearing
and Adoption:_____

Adopted: Approved:

_____ _____
City Clerk, James J. Farina David Roberts, Mayor

Approved as to Form:

_____
Joseph S. Sherman, Corporation Counsel

`

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$73,060.04** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Washington Mutual Attn: Tax Refund Dept FSC0211 P.O. Box 100573 Florence, S. C. 29501-0573	59/18	410 Jefferson St.	$1,522.85
Columbia Bank 19-01 Route 208 North Fairlawn, N. J. 07410 Attn: Rose Mary Belen	84/3/C0P24	713-25 Jefferson St.	$ 269.36

NAME	BL\UNIT	PROPERTY	AMOUNT
J-RO Properties 6317 Avenue N Brooklyn, N. Y. 11234	2/5/C012E	415 Newark St.	$2,058.96
J-RO Properties 6317 Avenue N Brooklyn, N. Y. 11234	2/5/C012F	415 Newark St.	$1,692.18
J-RO Properties 6317 Avenue N Brooklyn. N. Y. 11234	2/5/C010G	415 Newark St.	$1,725.52
Alfred P. Lee 109 Jackson St. #3A Hoboken, N. J. 07030	27/4/C03-A	109-119 Jackson St.	$2,798.90
America's Servicing Co. Attn: Carrie Rogers X2301-012 1 Home Campus Des Moines, IA 50328	189/29/C0001	208 Bloomfield St.	$2,090.47
Kristen L. Jenkins 1313 Park Avenue #2B Hoboken, N. J. 07030	254/10/C0P-3	1313-17 Park Ave.	$ 45.65
Kristen L. Jenkins 1313 Park Avenue #2B Hoboken, N. J. 07030	254/10/C002B	1313-17 Park Ave.	$ 46.91
John N. Tuttle, Jr. 527 Jefferson St. #7 Hoboken, N. J. 07030	69/13/C0007	527 Jefferson St.	$ 694.37

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Green Systems 14 Rutland Plaza Rutland, VT 05701 Attn: Martin Green	201/5/C0001	209 Bloomfield St.	$835.33
Mortgage IT Attn: Refund Dept. 3451 Hammond Ave. Waterloo, IA 50702	26/20/C02FS	132 Jackson St.	$929.33
First American Tax Service 95 Methodist Hill Suite 100 Rochester, N. Y. 14623	25/1/C012U	700 First St.	$1,154.54
209 Adams St. LLC c/o Brian Kappock 232 Madison St. Hoboken, N. J. 07030	41/5	209 Adams St.	$2,518.50
Sonia Rehani 700 First St. Apt#2J Hoboken, N. J. 07030	25/1/C002J	700 First St.	$1,988.07
Mattleman, Weinroth & Miller, P. C. c/o Elizabeth Pham P. O. Box 3689 Jersey City, N. J. 073032	114/1/C0208	1300 Grand St.	$1,008.00

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Mortgage Service Center	33/9/C000B	119 Clinton St.	$522.86

P. O. Box 23750 Rochester, N. Y. 14692 Attn: Tom Calverase			
Jason Graybill 2 Constitution Court Apt# 1210 Hoboken, N. J. 07030	262.3/1/ C1210	2 Constitution Ct.	$2,493.28
Jaime Bean 825-27 Washington St. Hoboken, N. J. 07030	219/10.4/C074A	825-27 Washington	$2,961.46
Elizabeth Givner 147 Sussex Road Tenafly, N. J. 07670	109/1.1/C0209	1200 Grand St.	$ 95.53
Citi Mortgage P. O. Box 23689 Rochester, N. Y. 14692-991	114/1/C0424	1300 Grand St.	$2,937.73
Robert & Pamela Prariser 1200 Grand St. Apt.#229 Hoboken, N. J. 07030	109/1.1/C0229	1200 Grand St.	$1,991.80
Citi Mortgage c/o First American Tax Service 95 Methodist Hill Road Suite 100 Rochester, N. Y. 146232	114/1/C0206	1300 Grand St.	$2,869.88
David Ferraro 1301 Adams St. Apt.#206 Hoboken, N. J. 07030	114/1/C0206	1300 Grand St.	$4,336.21

NAME	**BL/LOT/UNIT**	**PROPERTY**	**AMOUNT**
Michael Mura 1200 Grand St. Apt.#626	109/1.1/C0626	1200 Grand St.	$4,310.34

Hoboken, N. J. 07030			
Citi Mortgage P.O. Box 23689 Rochester, N. Y. 14692	114/1/C0405	1300 Grand St.	$3,389.34
Michael Conticello 1301 Grand St. Apt# 506 Hoboken, N. J. 07030	114/1/C0506	1300 Grand St.	$ 936.92
Chetan Varsani +798.36 1200 Grand St. Apt.#620 Hoboken, N. J. 07030	109/1.1/C0620	1200 Grand St.	$4,
Citi Mortgage 95 Methodist Drive Suite 100 Rochester, N. Y. 14623	114/1/C0601	1300 Grand St.	$2,702.79
Patrick Ryder 1301 Adams St. Apt.#411 Hoboken, N. J. 07030	114/1/C0411	1300 Grand St.	$4,125.44
Countrywide Tax Service Corporation 7105 Corporate Drive PTXB-24 Plano, Texas 75024	246/14	1122 Washington St.	$4,743.18
Citi Mortgage 95 Methodist Hill Drive Suite 100 Attention: Refund Department Rochester, New York 14623	114/1/C0623	1300 Grand St.	$5,897.45

NAME	**BL\LOT\UNIT**	**PROPERTY**	**AMOUNT**
Foley, Perlman & Campbell, LLC	15/6/C002A	81-87 Jackson St.	$134.36

79 Hudson Street Suite 200 Hoboken, N. J. 07030			
M. & C. McCormack 82 Clinton St. #6F Hoboken, N. J. 07030	20/28/C0010	82 Clinton St.	$102.57
Land America National Lender Services 200 North Warner Road Suite #110 King of Prussia, Pa. 19406	177/25	128 Garden St.	$2,331.60

Meeting: August 9, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION SUPPORTING THE "YOU DRINK AND DRIVE, YOU LOSE" STATEWIDE CRACKDOWN

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 31% of motor vehicle fatalities in New Jersey are alcohol related; and

WHEREAS, a statewide enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout New Jersey to participate in the "You Drink and Drive, You Lose 2006 Statewide Crackdown"; and

WHEREAS, the project will involve increased impaired driving enforcement from August 18 – September 4, 2006; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, be it resolved that the City of Hoboken declares its support for the "You Drink and Drive You Lose 2006 Statewide Crackdown" from August 18 – September 4, 2006 and pledge to increase awareness of the dangers of drinking and driving.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. This resolution shall take effect immediately.

Approved:

_____
Richard England,
Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: August 9, 2006

Hoboken Police Department

News Release **For Immediate Release**

Date: August 1, 2006

Impaired Driving Enforcement to be
Conducted Locally as part of Statewide Crackdown

From August 18 - September 4. 2006, law enforcement officers from the Hoboken Police Department will be stepping up impaired driving enforcement as part of the *You Drink* and *Drive, You Lose 2006* statewide crackdown.

The end of the summer season is traditionally a time of social gatherings, which often include alcohol. The goal of the program is to raise awareness about the dangers of drinking and driving through high-visibility enforcement, and to arrest motorists who choose to drive while impaired by drugs or alcohol.

Impaired drivers kill nearly 18,000 people on our nation's roads each year. In New Jersey, 31 % of motor vehicle fatalities are alcohol-related. The National Highway Traffic Safety Administration (NHTSA) reports that nearly 97 percent of Americans view drinking and driving by others as a threat to their families and themselves. Indeed, Americans support tougher enforcement and rank drunk driving ahead of healthcare, poverty, the environment and gun control as an important social issue.

Law enforcement agencies participating in the *You Drink* and *Drive. You Lose 2006* campaign offer the following advice:

- Be responsible and don't risk it ... you will be caught.
- If you plan to drink, choose a designated driver before going out.
- Take mass transit, a taxicab, or ask a sober friend to drive you home. Spend the night where the activity is held.
- Report impaired drivers to law enforcement.
- Always buckle up - it's your best defense against an impaired driver.

"We have come a long way in the last 20 years in terms of drunk driving, but the work is clearly not finished," said Roberto Rodriguez, Director of the New Jersey Division of Highway Traffic Safety. "The law enforcement community of the state is committed to eradicating impaired driving from our roads once and for all."

CITY COUNCIL OF THE CITY OF HOBOKEN
ORDINANCE NO. DR-_____

AN ORDINANCE TO PROTECT TROPICAL AND TEMPERATE RAINFORESTS BY ELIMINATING MUNICIPAL PURCHASES OF WOOD PRODUCTS CONSISTING, IN WHOLE OR IN PART, OF TROPICAL OR TEMPERATE RAINFOREST WOODS THAT ARE NOT HARVESTED SUSTAINABLY

WHEREAS, the rate of rainforest loss is accelerating across the globe; and

WHEREAS, clearing and burning of rainforests is linked to atmospheric imbalance, global warming, species extinctions, loss of indigenous cultures, loss of potential medicines, and displacement of local peoples; and

WHEREAS, commercial logging is currently directly responsible for 25% of tropical deforestation; and

WHEREAS, according to the United Nations Food and Agriculture Organization, commercial logging is indirectly responsible for up to 70% of tropical deforestation due to the access provided to shifting cultivators by logging roads; and

WHEREAS, commercial logging is the greatest direct cause of deforestation in tropical Southeast Asia; and

WHEREAS, commercial logging is the greatest cause of the loss of temperate rainforests; and

WHEREAS, a large part of the production of wood from commercial logging operations in the tropics is exported to the United States and other industrialized nations; and

WHEREAS, the majority of high-value woods logged in tropical forests is exported and thus the demand for these woods in importing countries drives the initial logging of pristine forests; and

WHEREAS, from 50% to 95% of logging in tropical forests is done illegally, depending on the country; and

WHEREAS, it is in the interest of the health, safety and welfare of all who live, work and do business in the City of Hoboken that measures be taken to reduce and stop the destruction of tropical forests and rainforests worldwide; and

WHEREAS, using recycled plastic lumber creates a demand for the recyclables collected by the City, creates local jobs, saves money on maintenance and reduces materials heading to landfills; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL of HOBOKEN that the City of Hoboken will not purchase products containing, in whole or in part, wood from tropical forests or temperate rainforests, excepting those woods that are proven to have been harvested in an environmentally sound manner in accordance with the guidelines set forth in Appendix A; and

BE IT FURTHER ORDAINED, that the City will not allow the use or purchase of products containing, in whole or in part, wood from tropical forests or temperate rainforests by any entity either using monies provided by the City of Hoboken for fulfillment of contracts or purchasing agreements, or on leased properties belonging to the City; and

BE IT FURTHER ORDAINED, that for outdoor applications, the City shall first consider durable recycled plastic lumber.

Passed by the Council this _____ day of September 2006.

_____
Richard DelBoccio, Council President

Approved by me this _____ day of September 2006.

_____
Mayor David Roberts

ATTEST: _____

APPROVED AS TO FORM:

_____
Office of the Corporation Counsel

APPENDIX A

Terms of this Ordinance will be met if it can be proven through an independent certification program approved by the Forest Stewardship Council that the tropical forest or temperate rainforest wood product has come from a forest operation that meets the following conditions:[1]

Local Involvement

Local communities are involved in all stages of planning and management of a diverse array of forest products for sustainable yields, including non-timber forest products.

Land Rights

Projects do not interfere with aboriginal or traditional land rights of indigenous peoples, or other current land tenants.

Ecology

Timber harvesting does not diminish soil productivity and does not increase erosion rates.

Timber harvesting or forest management does not employ synthetic or other harmful pesticides or herbicides.

Timber harvesting does not diminish ecological integrity or species richness (number of species of flora and fauna, including trees) at the scale of the logging operation or the watershed in which it is located.[2]

The potential for continuous harvest of all timber and non-timber forest products is maintained.

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[1] At this time, there are certain independent programs that certify timber production in the tropics and in temperate regions as meeting these and other conditions. These include but are not limited to the Smart Wood™ Program of the Rainforest Alliance, and Scientific Certification Systems. Wood products labeled as Smart Wood™ or SCS Certified would meet the above conditions and would be considered acceptable as meeting the conditions of this Ordinance.

[2] Forest Stewardship Council (FSC)-accredited certifications in old growth tropical rainforests have not demonstrated that they are meeting this criterion, and are therefore excluded from this exemption.

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION APPOINTING LITIGATION COUNSEL FOR THE RENT CONTROL BOARD

WHEREAS, the City of Hoboken is in need of Legal Counsel specializing in the field of litigation for the Hoboken Rent Control Board; and

WHEREAS, Ravinder S. Bhalla, Esq. has been identified as having specialized skill and background in providing this litigation service; and

WHEREAS, Ravinder S. Bhalla, Esq. of #1 Newark Street, Suite 28, Hoboken, New Jersey, 07030 is so recognized; and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. A contract for legal litigation with regard to the Rent Control Board shall be prepared and executed as follows:

   Ravinder S. Bhalla, Esq.
   1 Newark Street, Suite 28
   Hoboken, NJ 07030
   For a total amount not to exceed Forty Thousand ($40,000.00) dollars.

2. This agreement shall be effective immediately and terminate June 30, 2007.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

APPROVED:

_____
Richard England, Interim Business Administrator

APPROVED TO FORM:

_____
Joseph S.Sherman, Corporation Counsel

DATE: August 9, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION APPOINTING GENERAL LEGAL COUNSEL FOR THE RENT CONTROL BOARD

WHEREAS, the City of Hoboken is in need of General Legal Counsel representing the Hoboken Rent Control Board; and

WHEREAS, Ravinder S. Bhalla, Esq., has been identified as having specialized skill and background in providing this legal service; and

WHEREAS, Ravinder S. Bhalla, Esq. of #1 Newark Street, Suite 28, Hoboken, New Jersey, 07030 is so recognized; and

WHEREAS, a proposal was submitted and reviewed in compliance with Hoboken DR 154, Ordinance requiring competitive negotiation, for Professional Service contracts; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken in the County of Hudson that:

1. A contract for General Legal Counsel representing the Rent Control Board shall be prepared and executed as follows:

   Ravinder S. Bhalla, Esq.
   1 Newark Street, Suite 28
   Hoboken, NJ 07030
   For a total amount not to exceed Ten Thousand ($10,000.00) dollars.

2. This agreement shall be effective immediately and terminate June 30, 2007.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).
4. The Mayor and City Clerk are hereby authorized to execute this Agreement.
5. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq.*

APPROVED:

_____
Richard England, Interim Business Administrator

APPROVED TO FORM:

_____
Joseph S.Sherman, Corporation Counsel

DATE: August 9, 2006

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION ESTABLISHING GRACE PERIOD FOR THIRD & FOURTH QUARTER TAX BILLS

RESOLVED, that the City Council approves and affirms the action of the Tax Collector in establishing a grace period for the payment of Third Quarter taxes terminating on September 6, 2006 and establishing a grace period for the payment of Fourth Quarter taxes terminating on November 10, 2006 and be it further

RESOLVED, that in the event payment is not made on or before the due date enumerated above, then interest shall be calculated from the initial date of August 1, 2006 for Third Quarter taxes and November 1, 2006 for Fourth Quarter taxes.

Meeting: August 8, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Sponsored by:_____

Seconded by:_____

RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE FOR 1108 PARK AVENUE, UNIT #5L, HOBOKEN, NEW JERSEY

WHEREAS, the City of Hoboken, acting as a mortgagee through the Department of Community Development, (formerly known as the Department of Planning and Community Development), entered into a Mortgage on November 17, 1988 with Katherine Ann Binns and Peter Von Bratholin Brandt for improvements to their property located at 1108 Park Avenue, Unit #5L, Hoboken, New Jersey 07030; and

WHEREAS, the Department of Community Development of the City of Hoboken has review the request to discharge the above mentioned Mortgage in that the obligations of the program agreements have been met and the loan is paid in full;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of Hoboken or his designee is hereby authorized to execute the Discharge of Mortgage on said property at 1108 Park Avenue, Unit #5L, and be it –

FURTHER RESOLVED, that the City Clerk of the City of Hoboken is hereby authorized to attest the same and affix the Seal of the City of Hoboken thereto.

Meeting Date: August 9, 2006

Department of Community Development

_____
Fred M. Bado, Director

Approved to form:

_____
Corporation Counsel

Sponsored by:_____

Seconded by:_____

RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE FOR 1112 PARK AVENUE, UNIT #1L, HOBOKEN, NEW JERSEY

WHEREAS, the City of Hoboken, acting as a mortgagee through the Department of Community Development, (formerly known as the Department of Planning and Community Development), entered into a Mortgage on December 12, 1988 with Palmina Raccioppi and Bridget Raccioppi for improvements to their property located at 1112 Park Avenue, Unit #1L, Hoboken, New Jersey 07030; and

WHEREAS, the Department of Community Development of the City of Hoboken has review the request to discharge the above mentioned Mortgage in that the obligations of the program agreements have been met and the loan is paid in full;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the City of Hoboken or his designee is hereby authorized to execute the Discharge of Mortgage on said property at 1112 Park Avenue, Unit #1L, and be it –

FURTHER RESOLVED, that the City Clerk of the City of Hoboken is hereby authorized to attest the same and affix the Seal of the City of Hoboken thereto.

Meeting Date: August 9, 2006

Department of Community Development

_____
Fred M. Bado, Director

Approved to form:

_____
Corporation Counsel

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the List below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, Hudson County Board of Taxation recommends a settlement in this Matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$3,264.58**

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
The Trust Co. of N. J & Peter Zipp, Esq. 479 Spotswood – Englishtown Road Monroe Township, N.J. 08831	214/1.1	301-11 Washington	$3,264.58

Meeting: August 9, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING THE HIRING OF CONSULTANTS TO COMPLETE THE SAINT MARY TRANSFER OF ASSETS

WHEREAS, it is necessary for the city of Hoboken to undertake certain tasks in order to properly review all pertinent documentation with regard to asset transfer from Bon Secour's/St. Mary Hospital to Hoboken and to the, to be created, Municipal Hospital Authority; and

WHEREAS, certain professionals including Financial Analyst, Funding Specialist and Due Diligence legal review and Labor Contracts review are necessary; and

WHEREAS, proper representation is necessary for the creation of the Municipal Hospital Authority and it's Not For Profit Management require additional legal expertise; and

WHEREAS, funds for these purposes are going made available to the City of Hoboken, at no expense to the City of Hoboken, by the Saint Mary Hospital Foundation; and

WHEREAS, specific controls include:

1. Due Diligence Legal Counsel - **Gluck Walrath**
   For a sum not to exceed Fifty Thousand ($50,000.00) dollars.

2. Labor Counsel - **Scarinci & Hollenbeck, LLC**
   For a sum not to exceed Fifty Thousand ($50,000.00) dollars.

3. Formation Documents and Interim Legal Counsel - **Frank Ciesla, Esq**.
   to the Acquiring Entity -
   For a sum not to exceed Seventy Five Thousand ($75,000.00) dollars.

4. Financial Analyst **- Donohue, Gironda & Doria**
   For a sum not to exceed Fifty Thousand ($50,000.00) dollars.

5. Funding Specialist - **N W Financial**
   For a sum not to exceed Seventy Five Thousand ($75,000.00) dollars.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The City Clerk has published a brief notice stating the name of the contractor, nature of the contract, duration of the contract, the services performed and amount of the contract in one newspaper authorized by law to publish the City's legal advertisements as required by N.J.S.A. 40A:11-5(1)(a).

4. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance to N.J.S.A. 40A:11-1 *et seq*.
5. The funding for these contracts will be paid on behalf of the City of Hoboken by the Saint Mary Hospital Foundation.

Approved:

_____
Richard England,
Business Administrator

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Date: August 9, 2006

Sponsored by: _____
Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION FOR TRANSFER OF TAXICAB, PUBLIC HACK OWNER LICENSE #5

WHEREAS, PSC Trans Inc. has made application to the Mayor and Council of the City of Hoboken for transfer of Taxicab Owner License #**5** to **Small Michelle Corp.** and

WHEREAS, PSC Trans Inc. has consented to said Transfer of Ownership and the application for transfer for Taxicab Owner License #**5** has been duly investigated as required by law and

WHEREAS, the Hoboken City Council agrees that Public Hack and Taxicab Owner License #**5** expiring March 31, 200**7** be subject to all of its terms and conditions once transferred to **Small Michelle Corp.** and

WHEREAS, The consenting to and granting of the aforesaid License to operate or run a mechanically driven vehicle as a Public Hack and Taxicab upon the streets of the City of Hoboken shall not be effective until such time as **Small Michelle Corp.** shall have filed with the Municipal Clerk of the City of Hoboken, N.J. an insurance policy of a company duly licensed to transact business under the insurance laws of the State of New Jersey conditioned for the payment of a sum not less than $10,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of, any 1 person, resulting from an accident, and a sum of not less than $20,000.00 to satisfy all claims for damages, by reason of the bodily injuries to, or the death of, all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such autocab upon any public street; and conditioned for the payment of a sum not less than $5,000.00 to satisfy any claim for damages to property of any 1 person, resulting from an accident, and a sum not less than $5,000.00 to satisfy all claims for damages to property of all persons, on account of any such accident, by reason of the ownership, operation, maintenance, or use of such autocab upon any public street; together with the filing of a Power of Attorney in accordance with the provisions of R.S. 48:16-3

NOW, THEREFORE BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Hoboken City Clerk to issue the appropriate License upon satisfactory presentation of required documents.

3. This resolution shall be effective immediately.

Approved

_____
Richard England
Business Administrator

Approved to Form

_____
Joseph S. Sherman
Corporation Counsel

Date: August 9, 2006

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Mayor's Office O.E.	7-01-20-110-021	$ 2,000.00
Grants Management O.E.	7-01-20-116-021	$ 750.00
Finance Supervisor O.E.	7-01-20-130-021	$ 40,000.00
Corporation Counsel O.E.	7-01-20-155-021	$ 1,500.00
Construction O.E.	7-01-22-195-021	$ 50,000.00
Postage O.E.	7-01-23-211-020	$ 25,000.00
Dues & Membership O.E.	7-01-23-212-020	$ 7,500.00
Police Dept. O.E.	7-01-25-241-021	$ 55,000.00
Fire Dept. O.E.	7-01-25-266-021	$ 25,000.00
Human Services Director O.E.	7-01-27-330-021	$ 1,000.00
Hispanic Affairs O.E.	7-01-27-331-021	$ 1,000.00
	TOTALS	$ 208,750.00

ACCOUNT (Outside the Cap)	ACCOUNT #	AMOUNT
Debt Service - Central Garage	7-01-45-937-001	$ 829,631.00

MEETING: 9 August 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____
Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE FIRST STREET STREETSCAPE PROJECT BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the First Street Streetscape Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-07.

Vendor	Base Bid	Alt "A"	Total $
English Paving P.O. Box 423 Ridgefield, NJ 07657	$76,143.47	$ 63,070.87	$ 139,214.44
Abbott Contracting 539 Anderson Avenue Cliffside Park, NJ 07010	$77,720.00	$ 61,240.00	$ 138,960.00

And, WHEREAS, the City of Hoboken's Engineering firm for this project recommends the Base Bid be awarded to the following,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. **The above recitals are incorporated herein as thought fully set forth at length.**
2. **The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.**
3. **The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:**

   English Paving
   P.O. Box 423
   Ridgefield, NJ 07657

Meeting: 9 August 2006

Approved: **Approved to Form:**

_____ _____

Joseph Peluso, Director, Envir. Svcs. **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE EIGHTH STREET ROADWAY IMPROVEMENT PROJECT BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the Eighth Street Roadway Improvement Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-08.

Vendor	Base Bid	Alt "A"	Alt"B"	Alt"C"	Total $
English Paving P.O. Box 423 Ridgefield, NJ 07657	$212,728.02	$49,701.67	$53,993.98	$51,969.34	$368,393.01
A.J.M. Contractors 71 Liberty Street Passaic, NJ 07055	$238,443.75	$50,603.00	$57,855.00	$57,238.00	$404,139.75
Tilcon NY, Inc. 625 Mt. Hope Road Wharton, NJ 07885	$317,395.25	$75,723.00	$80,801.50	$74,468.75	$548,388.50

And, WHEREAS, the City of Hoboken's Engineering firm for this project recommends the following,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. **The above recitals are incorporated herein as thought fully set forth at length.**
2. **The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.**
3. **The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:**

English Paving
P.O. Box 423
Ridgefield, NJ 07657

Meeting: 9 August 2006

Approved: **Approved to Form:**

_____ _____

Joseph Peluso, Director, Envir. Svcs. **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE CHURCH SQUARE PARK FITNESS EQUIPMENT PROJECT BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the Church Square Park Fitness Equipment Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-09.

Vendor	Total $
Abbott Contracting 539 Anderson Avenue Cliffside Park, NJ 07010	$ 62,035.00

And, WHEREAS, the City of Hoboken's Engineering firm for this project recommends the following,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. **The above recitals are incorporated herein as thought fully set forth at length.**
2. **The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.**
3. **The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:**

Abbott Contracting
539 Anderson Avenue
Cliffside Park, NJ 07010

Meeting: 9 August 2006

Approved: **Approved to Form:**

_____ _____

Joseph Peluso, Director, Envir. Svcs. **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE MADISON STREET PARK IMPROVEMENT PROJECT BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the Madison Street Park Improvement Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-10.

Vendor	Base Bid	Alt. #A	Total $
Abbott Contracting 539 Anderson Avenue Cliffside Park, NJ 07010	$ 399,272.10	$ 10,375.10	$ 409,648.20
Adamo Brothers Construction 1033 Alexander Avenue Ridgefield Park, NJ 07650	$ 355,805.00	$ 14,280.00	$ 370,085.00
J.A. Alexander, Inc. 130-159 John F. Kennedy Dr. Bloomfield, NJ 07003	$ 772,978.00	$ 21,270.00	$ 794,248.00

And, WHEREAS, the City of Hoboken's Engineering firm for this project recommends the following,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. **The above recitals are incorporated herein as thought fully set forth at length.**
2. **The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.**
3. **The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:**

Abbott Contracting
539 Anderson Avenue
Cliffside Park, NJ 07010

Meeting: 9 August 2006

Approved: **Approved to Form:**

_____ _____

Joseph Peluso, Director, Envir. Svcs. **Joseph S. Sherman, Corp.Counsel**

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION RATIFIES THE ACTION OF THE ADMINISTRATION IN THE PUBLIC AUCTION OF SURPLUS EQUIPMENT HELD ON FRIDAY, 4 AUGUST 2006.

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a City auction was held on 4 August 2006 in the Court Room in City Hall, and,

WHEREAS, following the bidding process, one bid was received for the minimum price of $350.00. The sucessful bidder was Jersey One Auto of Jersey City. And,

WHEREAS, said bidder, Jersey One Auto of Jersey City, NJ, 07307, tendered cash for the said surplus equipment and it's respective title, said cash being deposited in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

MEETING: 4 August 2006

APPROVED: **APPROVED AS TO FORM:**

_____

Richard England, Business Admin. **Joseph Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS DEPOSITS FOR VEHICLE AVI CARDS USED IN THE MUNICIPAL GARAGES OF THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility requires it's monthly customers within the Municipal Garages within Hoboken to make a deposit as security for the individual vehicle AVI (computer card) used to enter/exit the garage(s), and

WHEREAS, the Hoboken Parking Utility receives said deposits from the individual customers, and

WHEREAS, this deposit is refundable upon the cancellation of the contract between the individual and the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the deposit value equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be One Thousand Nine Hundred Five Dollars ($1,905.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 6 September 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $3,100.00 necessary to meet this contract amount is available in the SFY 2007 Budget, in the following appropriation, Parking Utility Other Expense - 7-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of Erroneous Booting charges and Dismissed Tows

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Three Thousand One Hundred Dollars ($3,100.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 6 September 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Admin

Joseph Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY: _____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION AUTHORIZING A RATE INCREASE IN MONTHLY CHARGES AT THE PARKING UTILITY SITES

WHEREAS, there have been no increases in monthly rates at the various parking garages and lots maintained by the Hoboken Parking Utility, and no increases by the (former) Parking Authority since March 1, 2002; and

WHEREAS, the current monthly average per Parking Utility customer is $153.00; and

WHEREAS, upon the recommendation of the Parking and Transportation Committee and the Director of the Parking Utility, it is deemed necessary to effectuate a weighted increase not to exceed 15% City wide; and

WHEREAS, the following specific increases are to be effective October 1, 2006:

	From		To
Garage G	$125.00		$150.00
2nd Willow	$125.00		$150.00
11th Willow	$125.00		$150.00
Garage D	$150.00		$175.00
Midtown Garage	$150.00		$175.00
4th Willow	$150.00	NO CHANGE	$150.00
Garage B	$200.00		$225.00
916 Garden St.	$200.00	NO CHANGE	$200.00

WHEREAS, the average City wide increase will rise to $171.88. Therefore, the average rate increase is 12.50 %; and

WHEREAS, as it is further anticipated that transient rates will be increased in the near future, however, those rates will not exceed 15%.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The above recitals are incorporated herein as thought fully set forth at length.

2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution shall take effect October 1, 2006.

4.

APPROVED:

_____
Richard England
Business Administrator

APPROVED as to form:

_____
Joseph S. Sherman
Corporation Counsel

Date: September 6, 2006

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Within Cap)		
Personnel S & W	7-01-20-105-010	$ 2,000.00
Mayor's Office S & W	7-01-20-110-010	$ 3,000.00
City Council S & W	7-01-20-111-010	$ 2,000.00
Business Admin. S & W	7-01-20-112-010	$ 14,000.00
A.B.C. Board S & W	7-01-20-113-010	$ 500.00
Grants Mgmt. S & W	7-01-20-116-010	$ 11,000.00
City Clerk S & W	7-01-20-120-010	$ 11,000.00
Payroll S & W	7-01-20-132-010	$ 1,000.00
Assessor's S & W	7-01-20-150-010	$ 3,000.00
Corp. Counsel S & W	7-01-20-155-010	$ 6,000.00
Planning Bd. S & W	7-01-21-180-010	$ 1,000.00
Zoning Officer S & W	7-01-21-186-010	$ 1,000.00
Construction S & W	7-01-22-195-010	$ 3,000.00
North Hudson Mayors	7-01-23-222-020	$ 29,000.00
Police Department O.E.	7-01-25-241-021	$ 50,000.00
Hob. Vol. Ambul. O.E.	7-01-25-260-020	$ 40,000.00
Fire Department S & W	7-01-25-266-010	$200,000.00
Environ. Svcs. Dir. S&W	7-01-26-290-010	$ 2,000.00
Central Garage S & W	7-01-26-301-010	$ 1,000.00
Solid Waste S & W	7-01-26-305-010	$ 50,000.00
Info Technol. S & W	7-01-20-147-010	$ 5,000.00
Board of Health S & W	7-01-27-332-010	$ 11,000.00
Rent Control S & W	7-01-27-347-010	$ 2,000.00
Recreation S & W	7-01-28-370-010	$ 80,000.00
Parks S & W	7-01-28-375-010	$ 40,000.00
Municipal Court S&W	7-01-43-490-010	$ 20,000.00
Public Defender S & W	7-01-43-495-010	$ 1,000.00
TOTALS	$589,500.00	

ACCOUNT	ACCOUNT #	AMOUNT
(Outside the Cap)		
Group Health Insur. O.E.	7-01-30-400-030	$1,200,000.00
Public Library S & W	7-01-29-390-010	$ 10,000.00
TOTALS	$1,210,000.00	

ACCOUNT	ACCOUNT #	AMOUNT
(Utility)		
Parking Utility S & W	7-31-55-200-100	$ 70,000.00

Parking Utility O.E.		7-31-55-502-200	$ 150,000.00
	TOTALS	$ 220,000.00	

MEETING: 6 September 2006
APPROVED:

APPROVED AS TO FORM:

_____

Richard England, Business Administrator

_____

Joseph S. Sherman, Corp. Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $1,905.00 necessary to meet this contract amount is available in the SFY 2007 Budget, in the following appropriation, Parking Utility Other Expense - 7-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE AMENDING APPENDIX A to Chapter 196 "REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA" KNOWN AS THE NORTHWEST REDEVELOPMENT PLAN

USES PERMITTED PER THE PLAN; PARKING REQUIREMENTS

Commercial recreation: (uses such as health clubs, gyms, billiards, bowling, skating, ~~movie theaters,~~ indoor play places for children, etc.); parking required per § 196-44 or at current industry standards for urban locations.

Large scale retail (supermarket, shopping center): this use is encouraged to provide second floor space for various non-retail office space which does not normally require street frontage such as dance studios, daycare centers, educational and professional office uses; although open parking will be permitted, such sites are encouraged to provide enclosed parking facilities which can also function as public parking facilities; if facilities will have differing hours of operation, proof may be offered to show that some of the parking spaces may be "shared"

Parking: Minimum of three spaces per 1000 s.f. of sales area of the supermarket; one space per 400 s.f. of other retail, office and instructional use; ~~one space per four (4) movie theater seats.~~

[Movie Theaters: movie theatres will be permitted with no requirement for on or off-site parking in conformity with regulations in similar high density neighborhoods such as New York City subject to the special bulk regulations and urban design guidelines below:

Site size, min.: 10,000 s.f.

Bldg. Ht., max.: 60 ft.

Yards, Min.: no yards required at grade

Lot coverage, max.: 100% at grade, 90% for the building structure above a height of 15ft.

Interior waiting area: in order to prevent obstruction of street areas, the theater shall provide waiting area within the zoning lot; the waiting area shall either be an enclosed lobby or an open area that is covered or protected during inclement weather and shall not include space occupied by stairs; the design shall be subject to Planning Board approval

Parking & loading: no parking required; a loading dock is permitted but not required subject to urban design guidelines below.

Urban Design Guidelines (for movie theaters):

- a loading dock may be provided but its dimensions should be the smallest possible to accommodate the appropriate vehicles; the location shall be limited to the interior of the

block with access from one or more north-south streets

- the loading lock shall be enclosed by the building and screened along street frontages as follows:

  - roll-down or similar doors shall be provided for each loading dock such that the interior of the dock is not visible when the door is closed; the door shall be kept closed at all times when not in use.

  - a screened and covered trash and recycling area shall be provided adequate for the private or public pick-up schedule (to be shown to the Planning Board); it shall be located in the loading dock.

  - no signs shall be attached to any structure in the loading dock/trash/recycling area other than a single sign no larger than 1 ft. by 1 ft. indicating information dictated by local regulations or providing emergency phone numbers.

- in order to provide street wall articulation and visual relief, windows, doors, plantings and/or artwork shall be provided every 10 ft. along all street facades other than the loading dock in some combination of the following (note that a single row of street trees is required):

  - fenestration beginning at a height such that passersby can view the activity inside the theater;

  - movie posters or other artwork mounted in display windows (no smaller than approximately three (3) ft. by four (4) ft.);

  - evergreen ivy or other vines using trellises or shrubs which provide year-round interest

- the benches specified by the Washington St. streetscape specs. may be placed between the street trees which shall be spaced every 25 ft. or as appropriate for the mature size of the species of tree chosen; the seating area must be lighted and benches firmly anchored.

- where the wall of the upper floors of the movie theater on the interior of the block faces property zoned by the Plan for residential use, the wall shall be designed to have variation in texture, color, material, murals, false windows, or other treatment so as to create an interesting and attractive neighbor; the design will be subject to approval by the Planning Board at the time of site plan approval]

Mayor

_____

City Clerk

_____

Approved as to legal form

_____

Corporation Counsel

Meeting: September 20, 2006

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT TO THE NEW YORK DOLLS AT THE HOBOKEN ARTS AND MUSIC FESTIVAL ON SEPTEMBER 24, 2006.

WHEREAS, THE CITY OF HOBOKEN sponsors the Hoboken Arts & Music Festival, to take place Sept. 24, 2006, and

WHEREAS, part of the festival includes musical presentation and arts and crafts displays; and

WHEREAS, vendor fees and sponsorships for the festival will be the source of funds to pay The New York Dolls contractual fees through The Agency Group LTD., in the sum of $12,000.00 (twelve thousand dollars); and

WHEREAS, THE CITY OF HOBOKEN considers it desirable to enter into a contract with The New York Dolls to perform at the Festival on Sept. 24, 2006.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HOBOKEN AS FOLLOWS:

1. The above recitals are incorporated herein as though fully set forth at length.

2. The Council hereby authorizes the Mayor, or his designee to execute any and all documents necessary to complete and receive the intent and purpose of this Festival Resolution.

3. The Mayor or his designee is authorized to execute a contract for $12,000.00 (twelve thousand dollars) performing services of The New York Dolls / The Agency Group LTD.

Attest: Mayor and Council of the City of Hoboken

_____ _____

Attest: APPROVED AS TO FORM

_____ _____
Joseph Sherman
Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION FOR REIMBURSEMENT FOR HANDICAP PARKING APPLICATION DENIALS

WHEREAS, the committee denied approval;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that warrants be drawn on the City Treasurer to the order of the following sum opposite the name as reimbursement for handicap parking applications which have been denied:

NAME / ADDRESS		AMOUNT
Rafale Cruz	1203 Washington Street	$125.00
Iris Montesino	1302 Washington Street	$125.00
Evelyn Morales	804 Willow Avenue	$125.00
Rosalie Rivera	1042 Park Avenue	$125.00

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date September 20, 2006

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF AND IMPROVEMENTS TO VARIOUS PARCELS OF LAND AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING $10,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $9,500,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the City of Hoboken, in the County of Hudson, New Jersey (the "City") as general improvements. For the improvements or purposes described in Section 3 hereof, there is hereby appropriated the sum of $10,000,000 including the sum of $500,000 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment has been made available by virtue of provision in the capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of $9,500,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the purposes for which the bonds are to be issued is the acquisition of and improvements to various parcels of land

located in the City, including, but not limited to, those parcels described on Exhibit A attached hereto and made a part hereof, and including all rights or interests therein and all work and services necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes is equal to the amount of the appropriation herein made therefor

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the City is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense. They are improvements or purposes the City may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by $9,500,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding $1,000,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The City reasonably commence the acquisition and/or construction of the improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the City further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the City is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy ad valorem taxes upon all the taxable real property within the City for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. After passage upon first reading of this bond ordinance, the City Clerk is hereby directed to publish the full text of the bond ordinance, together with the notice set forth below entitled: "NOTICE OF PENDING BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19, at least seven days prior to the date set for public hearing and further consideration for final passage (which date shall be at least ten days after introduction and first reading). The City Clerk is further directed to comply with all provisions of N.J.S.A. 40A:2-17(b) regarding postings, publications, and the provision of copies of this bond ordinance.

Section 10. After final adoption of this bond ordinance by the City Council, the City Clerk is hereby directed to publish the full text of this bond ordinance, as finally adopted, together with the notice set forth below entitled: "NOTICE OF ADOPTION OF BOND ORDINANCE" (with appropriate completions, insertions and corrections), at least once in a newspaper qualified under N.J.S.A. 40A:2-19.

Section 11. The City Council of the City hereby covenants on behalf of the City to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 12. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by Section 10 hereof and the Local Bond Law.

Mayor City Clerk

Approved as to legal form

_____
Corporation Counsel

Meeting: September 15, 2006

NOTICE OF PENDING BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing bond ordinance was duly introduced and passed upon first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey, held on _____, 2006. Further notice is hereby given that said bond ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said City Council to be held in the Council Chambers, City Hall, Hoboken, New Jersey on _____, 2006 at ____ o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said bond ordinance will be made available at the City Clerk's office in the Municipal Building to the members of the general public who shall request the same.

_____

James J. Farina, City Clerk

NOTICE OF ADOPTION OF BOND ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the bond ordinance published herewith has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, New Jersey on _____, 2006 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

_____

James J. Farina, City Clerk

CLERK'S CERTIFICATE

I, James J. Farina, City Clerk of the City of Hoboken, in the County of Hudson, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said City entitled as set forth below and finally adopted on _____, 2006, has been compared by me with the original thereof officially recorded in the Ordinance Book of the City and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

> AN ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF AND IMPROVEMENTS TO VARIOUS PARCELS OF LAND AND OTHER RELATED EXPENSES IN AND FOR THE CITY OF HOBOKEN AND APPROPRIATING $10,000,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF $9,500,000 IN BONDS OR NOTES OF THE CITY OF HOBOKEN TO FINANCE THE SAME.

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the City Council of said City duly called and held on _____, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said City Council, at a regular meeting thereof duly called and held on _____, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. Said Ordinance was published after first reading, on _____, 2006, together with the Notice of Pending Bond Ordinance, containing the date of introduction, time and place of further consideration of said Ordinance, in the _____, a newspaper published and circulating in the City (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2006, said Ordinance was posted on the bulletin board in the Municipal Building of the City together with notice of the availability of copies of said Ordinance at the Office of the City Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage, said Ordinance was duly published, together with the Notice of Adoption of Bond Ordinance, on _____, 2006 in the _____, a newspaper published and circulating in the City, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in

the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the City Clerk for public inspection from the date of introduction to the date of final adoption.

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (strike out inapplicable language) (a) by provision in a previously adopted budget or budgets of the City for down payment or for capital improvement purposes, (b) from moneys then actually held by the City and previously contributed for such purposes other than by the City; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said City, prepared as of _____ __, 2006, and sworn to on _____ __, 2006, by George DeStefano, who was then the Chief Financial Officer of said City, and filed in the office of said City Clerk on _____ __, 2006, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the City Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said City this ____day of _____, 2006.

(SEAL)

_____

James J. Farina, City Clerk

ATTACHMENTS

A) Ordinance

B) Extract of minutes of City Council meeting at which Ordinance was introduced

C) Extract of minutes of City Council meeting at which Ordinance was finally adopted

D) Affidavit of First Publication of Ordinance after introduction

E) Affidavit of Second Publication of Ordinance after final adoption

F) Supplemental Debt Statement

Sponsored by:_____

Seconded by: _____

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF THE TREASURY FOR FY2007 FUNDS TO SUPPORT THE HOBOKEN SEPTEMBER 11TH MEMORIAL

WHEREAS, the City of Hoboken has applied for and received a grant in the amount of $110,000 from the State of New Jersey Department of the Treasury FY2007 Special Purpose Grant Program; and

WHEREAS, the City of Hoboken shall utilize the FY2007 Special Purpose Grant to fund the design and construction of the Hoboken September 11th Memorial which is to be located adjacent to Pier A Park; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Council of the City of Hoboken that the Governing Body does hereby accept the grant funds in the amount of $110,000 for the design and construction of the Hoboken September 11th Memorial; and

BE IT FURTHER RESOLVED, that the City Council of the City of Hoboken authorizes the Mayor of the City of Hoboken or his designee to execute a Grant Agreement with the State of New Jersey Department of the Treasury, and any other documents pertinent in connection therewith and act as representative of the aforementioned organization.

Meeting Date: September 20, 2006

Department of Administration

_____
Richard England, Business Administrator

Approved to form:

_____
Joseph S. Sherman
Corporation Counsel

Sponsored by:_____
Approved by:_____

CITY OF HOBOKEN
COUNTY OF HUDSON, STATE OF NEW JERSEY

ORDINANCE NO._____

AN ORIDINANCE AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO NEGOTIATIONS AND TO PURCHASE AND TO ACTUALLY PURCHASE LAND KNOWN AS 720-732 GRAND STREET AND 727-733 ADAMS STREET, HOBOKEN, NEW JERSEY 07030, KNOWN AS BLOCK 85, LOTS 14, 15.1 AND 15.2 ON THE HOBOKEN CITY TAX MAP.

WHEREAS, the City of Hoboken is desirous of entering into negotiations to bid for and to purchase land known as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey in order to use the land for public purpose; and

WHEREAS, the land is currently owned by the United States Army Engineers, Real Estate Division, which is an instrumentality of the United States Government; and

WHEREAS, said land was purchased by the United States Government for the purposes of cleaning up a contaminated site on Grand Street in Hoboken, New Jersey; and

WHEREAS, the above referenced property consists of a vacant parcel of 0.63 acres of land; and

WHEREAS, the United States Government will be entertaining bids for the sale of said property in the near future; and

WHEREAS, in 1997 the Environmental Protection Agency designated the site as a Super Fund Site and selected a clean-up plan for the above referenced property that included the demolition of a contaminated building and the excavation and off-site disposal of contaminated soil, which clean-up was completed in 2005; and

WHEREAS, the City of Hoboken is in need of acquiring additional land for public purpose for uses such as public safety; and

WHEREAS, the City Council of the City of Hoboken anticipates passing a Bond Ordinance in order to borrow sufficient funds to cover the costs of the initial purchase of this property and other properties located in the City of Hoboken, which would be needed for public purpose; and

WHEREAS, N.J.S.A. 40:A:12-5(a) a provision in the New Jersey Local Lands and Buildings Law, authorizes a Municipality by Ordinance to provide for the acquisition of any real property needed for public use by purchase, gift, devise, lease, exchange, condemnation or installment purchase agreement; and

WHEREAS, the Members of the City Council of the City of Hoboken believe it is in the best interest of the citizens of the City of Hoboken to participate in the bidding process necessary to acquire the approximate 0.63 acres of land known as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey, for an amount not to exceed $4,000,000.00 and to develop it and dedicate it for public safety purposes or such other public purpose, which may be deemed appropriate by the governing body of the City of Hoboken; and

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Hoboken as follows:

SECTION I

AUTHORIZATION FOR THE ADMINSITRATION OF THE CITY OF HOBOKEN TO ENTER INTO NEGOTIATIONS AND TO PARTICIPATE IN THE BIDDING PROCESS AND TO ACQUIRE PROPERTY KNOWN AS 720-732 GRAND STREET AND 727-733 ADAMS STREET, HOBOKEN, NEW JERSEY 07030.

The Executive Branch of the Government of the City of Hoboken is hereby specifically authorized to negotiate and to participate in the bidding process to obtain the rights to purchase and to actually close title for all title and interest currently possessed by the USA Army Engineers and/or any other subdivision of the United States Government, which is currently the owner in fee simple of property known as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey based upon a fair market evaluation of the property to be determined by the Administration of the City of Hoboken, which price shall not exceed $4,000,000.00 unless otherwise specifically authorized by the governing body of the City of Hoboken and to consummate the purchase of 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey, should the City be the ultimate successful bidder.

SECTION II

PROPERTY DESCRIPTION

The parcel property is more particularly and legally described as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey, also known as Block 85, Lot 14, 15.1 and 15.2 on the Tax Map of the City of Hoboken, consisting of 0.63 acres of vacant land.

SECTION III

ACQUISITION AND PURCHASE PRICE

The Administration of the City of Hoboken is hereby authorized and directed to enter into bonafide negotiations and/or to participate in the bidding process to acquire property known as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey, from the United States Government and to complete the acquisition of said property through the required bidding process and/or negotiations with the United States Government at a price not to exceed

$4,000,000.00, which compensation shall be determined by the Administration of the City of Hoboken after a thorough review of the United States Government's Environmental Remediation File and the obtaining of an appraisal to support the ultimate bid to be determined by the Administration and submitted to the owner of the property.

SECTION IV

AUTHORIZATION TO CLOSE TITLE

In the event that the City of Hoboken is the successful bidder for the property known as 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey, or in the alternative, is able to successfully negotiate the purchase of said property of a price which is supported by an appraisal of the fair market value of said property, the Mayor and such other members of the City of Hoboken's Administration Department, as designated by the Mayor, and in the Office of the City Attorney of the City of Hoboken, are hereby authorized and directed to take the necessary steps to determine all title issues regarding the real property, more specifically and legally described in Section II of this Ordinance, and furthermore are authorized and directed to prepare the necessary contracts and documentation in order to close title upon said property on behalf of the City of Hoboken, inclusively of ordering the necessary title searches, title insurance and other professional studies, which may be necessary in order to close title to the above referenced property.

SECTION V

AUTHORIZATION TO BORROW SUFFICIENT MONEY TO FUND THE ACQUISITION OF PROPERTY

The Mayor, the City Clerk, the Office of the City Attorney and any other pertinent Borough Officials, are hereby authorized and directed to prepare any and all documentation necessary in order to effectuate sufficient funds necessary by either way of bond or bond anticipation notes in order to fund the acquisition of 720-732 Grand Street and 727-733 Adams Street, Hoboken, New Jersey for a purchase price not to exceed $4,000,000.00 and to charge the loan against a bond Ordinance No. DR-_____, which Ordinance was introduced on September 20, 2006 by the Hoboken City Council.

SECTION VI

STATUTORY AUTHORIZATION FOR THE ACQUISITION OF THE SUBJECT REAL PROPERTY FOR A PUBLIC USE.

The City of Hoboken, with respect to the adoption of the Ordinance, is acting pursuant to the express authority granted a municipality by N.J.S.A. 40A:12-5(a), a provision of the New Jersey Local Lands and Buildings Law, which statutory provision authorizes a municipality, by Ordinance, to provide for the acquisition of any real property needed for public use by purchase or condemnation.

SECTION VII

INCONSISTENCY CLAUSE

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

SECTION VIII

SEVERABILITY PROVISION

In the event that any word, phrase, clause, section, or provision of this Ordinance is found by any Court of competent jurisdiction to be unenforceable, illegal, or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of this Ordinance, and the remainder of this Ordinance shall remain in full force and effect.

SECTION IX

EFFECTIVE DATE OF ORDINANCE

This Ordinance shall take effect upon passage and publication as provided by Law.

Adopted:

_____
City Clerk, James J. Farina

Approved:

_____
Mayor David Roberts

Approved as to Form:

_____
Joseph S. Sherman
Corporation Counsel

Approved:

_____
Fred M. Bado, Director
Community Development

Meeting: September 20, 2006

`

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$28,564.15** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Laura Dougherty 130 Adams St. Apartment 5 Hoboken, N.J. 07030	30/14.1/C0005	130 Adams St.	$1,730.74
Cenlar Mortgage % First American ATTN: TRUSURE O. ADAMS 1 First American Way Westlake, TX 76262	167/1/C004E	501 Willow Ave.	$2,102.10

NAME	BL\UNIT	PROPERTY	AMOUNT
Countrywide Tax Services P. O. Box 10211 SV3-24 Van Nuys, CA 91410-0211	27/4/C0P-3	109-19 Jackson St.	$1,259.25
Mortgage Services Ctr. 95 Methodist Hill Drive Suite 100 Rochester, N. Y. 14623	25/1/V012U	700 First St.	$1,154.54
Pamela Ritter 812 Grand Street Hoboken, N. J. 07030	91/1.2/CPO60	81 Grand St.	$ 159.19
Cenlar FSB P. O. Box 961224 Fort Worth, Tx 76161	171/15	931 Willow Ave.	$2,750.84
Hudson City Savings Bk West 80 Century Road Paramus, N. J. 07652	195/31	834 Bloomfield St.	$3,584.43
David Honold 654 Deep Hollow Road Chester Springs, Pa. 19525	165/11/C002R	221 Willow Ave.	$2,152.88
LSI Tax Service % Sovereign Bank 3100 New York Drive Pasadena, Ca. 91107 Refund Unit: Anita Ho	43/12	221 Clinton St.	$1,752.20
James McWilliams 504 N. Meadow St. Richmond, Va. 23220	61/15/COPS1	416-18 Grand St.	$ 239.95

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Citi Mortgage P. O. Box 23689 Rochester, N. Y. 14692 Ref: C536	109/1.1/C0317	1200 Grand St.	$4,471.12
Citi Mortgage Mail Stop-22-528-1009 P. O. Box 9444 Gaithersburg, Md. 20898-9444	109/1.1 CO201	1200 Grand St.	$1,346.95
Washington Mutual Attn: Tax Refund Dept. FSC0211 P. O. Box 10057 Florence, SC 29501-0573	25/1/C003Q	700 First St.	$5,345.88
Francine Affourtit 356 First St. Unit 5 Mailbox #3 Hoboken, N. J. 07030	32/29.1/C0003	354-56 First St.	$ 500.00
Joanne Charles 105 8th Street - #1 Hoboken, N. J. 07030	206/24.1/C0008	740 Washington St.	$ 14.08

Meeting: September 20, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION SUPPORTING THE APPLICATION FOR A GRANT FOR ALCOHOL AND DRUG ABUSE

WHEREAS, The City Council of Hoboken, New Jersey, County of Hudson, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, The City Council of Hoboken further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, The City Council of Hoboken has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hudson;

NOW, THEREFORE, BE IT RESOLVED by the City Council of Hoboken, County of Hudson, State of New Jersey, hereby recognizes the following:

1. The City Council of Hoboken does hereby authorize submission of an application for the Hoboken Municipal Alliance Committee Against Alcohol and Drugs grant for calendar year 2007 in the amount of $45,806.

2. The City Council of Hoboken acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED:

_____
Richard England
Business Administrator

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

Date: September 20, 2006

CERTIFICATION

I, James Farina, Municipal Clerk of the City of Hoboken, County of Hudson, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the City Council of Hoboken on this _____ day of September, 2006.

_____
James Farina, Municipal Clerk

Approved: _____
Mayor David Roberts

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the List below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, Hudson County Board of Taxation recommends a settlement in this Matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$1,485.68**

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
Mandelbaum, Salisburg, P.C. & Washington 221 LLC 155 Prospect Avenue West Orange, N. J. 07052-4204	213/8/C0003	221-23 Washington St.	$1,485.68

Meeting: September 20, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Sponsored by _____

Sponsored by _____

RESOLUTION NO._____

RESOLUTION APPOINTING MEMBERS TO THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY

WHEREAS, pursuant to the Code of the City of Hoboken Chapter DR263, Section 1, the City of Hoboken has established the Hoboken Municipal Hospital Authority through the provisions of the Municipal Hospital Authority Law; and

WHEREAS, the Code of the City of Hoboken Chapter DR263, Section 2 provides for six (6) Class III members of the Hoboken Municipal Hospital Authority to be appointed by the Mayor with the advice and consent of the City Council; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council that the following individuals are qualified and hereby appointed as members to the Hoboken Municipal Hospital Authority:

Name, Address for a term ending on June 30, 2007
Name, Address for a term ending on June 30, 2008
Name, Address for a term ending on June 30, 2009
Name, Address for a term ending on June 30, 2010
Name, Address for a term ending on June 30, 2011
Name, Address for a term ending on June 30, 2011

RESOLVED, that a certified copy of this resolution and acceptance of appointment be filed with the Municipal Clerk.

APPROVED AS TO FORM:

_____
Corporation Counsel

Meeting Date: September 20, 2006

INTRODUCED BY _____

SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AWARDING A PROFESSIONAL ENVIRONMENTAL ENGINEERING CONTRACT TO MANAGE AND SUPERVISE THE IMPLEMENTATION OF A REMEDIAL ACTION WORKPLAN FOR FORMER TODD SHIPYARD

WHEREAS, the City of Hoboken requires the services of a professional environmental engineering firm to manage and supervise the implementation of a remedial action workplan for the former Todd Shipyard; and

WHEREAS, the City of Hoboken on August 21, 2006 advertised for the receipt of Request for Proposals for Professional Environmental Engineering and Project Management Services for the waterfront site known as the former Todd Shipyard; and

WHEREAS, the City of Hoboken on August 31, 2006 received Proposals for Professional Environmental Engineering and Project Management Services; and

WHEREAS, the Director of Community Development has reviewed said proposals and has recommended that the contract for professional environmental engineering services be awarded to:

Birdsall Engineering, Inc.
611 Industrial Way West
Eatontown, New Jersey 07724

in the amount of $38,240.00; and

WHEREAS, the proposal was submitted and reviewed in compliance with Hoboken DR 154 Ordinance requiring competitive negotiations for Professional Service contract; and

WHEREAS, funds for the agreement are available for this purpose;

NOW, THERFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. A contract for professional environmental engineering services for the former Todd Shipyard shall be awarded to:

Birdsall Engineering, Inc.
611 Industrial Way West
Eatontown, New Jersey 07724

The contract will have a total maximum amount of $38,240.00

2. The Mayor and City Clerk are hereby authorized to execute said contract.

3. A copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance with N.J.S.A. 40A: 11-1.

Meeting Date: September 20, 2006

APPROVED:

_____
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____
Joseph S. Sherman
Corporation Counsel

	Title	**Rate**
From:	Laborer- Part-time	$6.50-$8.50 per hour
To:	Laborer – Part-time	$10 per hour

AN ORDINANCE AMENDING APPENDIX A to Chapter 196 "REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA" KNOWN AS THE NORTHWEST REDEVELOPMENT PLAN

USES PERMITTED PER THE PLAN; PARKING REQUIREMENTS

Commercial recreation: (uses such as health clubs, gyms, billiards, bowling, skating, ~~movie theaters,~~ indoor play places for children, etc.); parking required per § 196-44 or at current industry standards for urban locations.

Large scale retail (supermarket, shopping center): this use is encouraged to provide second floor space for various non-retail office space which does not normally require street frontage such as dance studios, daycare centers, educational and professional office uses; although open parking will be permitted, such sites are encouraged to provide enclosed parking facilities which can also function as public parking facilities; if facilities will have differing hours of operation, proof may be offered to show that some of the parking spaces may be "shared"

Parking: Minimum of three spaces per 1000 s.f. of sales area of the supermarket; one space per 400 s.f. of other retail, office and instructional use; ~~one space per four (4) movie theater seats.~~

[Movie Theaters: movie theatres will be permitted with no requirement for on or off-site parking in conformity with regulations in similar high density neighborhoods such as New York City subject to the special bulk regulations and urban design guidelines below:

Site size, min.: 10,000 s.f.

Bldg. Ht., max.: 60 ft.

Yards, Min.: no yards required at grade

Lot coverage, max.: 100% at grade, 90% for the building structure above a height of 15ft.

Interior waiting area: in order to prevent obstruction of street areas, the theater shall provide waiting area within the zoning lot; the waiting area shall either be an enclosed lobby or an open area that is covered or protected during inclement weather and shall not include space occupied by stairs; the design shall be subject to Planning Board approval

Parking & loading: no parking required; a loading dock is permitted but not required subject to urban design guidelines below.

Urban Design Guidelines (for movie theaters):

- a loading dock may be provided but its dimensions should be the smallest possible to

accommodate the appropriate vehicles; the location shall be limited to the interior of the block with access from one or more north-south streets

- the loading lock shall be enclosed by the building and screened along street frontages as follows:

  - roll-down or similar doors shall be provided for each loading dock such that the interior of the dock is not visible when the door is closed; the door shall be kept closed at all times when not in use.

  - a screened and covered trash and recycling area shall be provided adequate for the private or public pick-up schedule (to be shown to the Planning Board); it shall be located in the loading dock.

  - no signs shall be attached to any structure in the loading dock/trash/recycling area other than a single sign no larger than 1 ft. by 1 ft. indicating information dictated by local regulations or providing emergency phone numbers.

- in order to provide street wall articulation and visual relief, windows, doors, plantings and/or artwork shall be provided every 10 ft. along all street facades other than the loading dock in some combination of the following (note that a single row of street trees is required):

  - fenestration beginning at a height such that passersby can view the activity inside the theater;

  - movie posters or other artwork mounted in display windows (no smaller than approximately three (3) ft. by four (4) ft.);

  - evergreen ivy or other vines using trellises or shrubs which provide year-round interest

- the benches specified by the Washington St. streetscape specs. may be placed between the street trees which shall be spaced every 25 ft. or as appropriate for the mature size of the species of tree chosen; the seating area must be lighted and benches firmly anchored.

- where the wall of the upper floors of the movie theater on the interior of the block faces property zoned by the Plan for residential use, the wall shall be designed to have variation in texture, color, material, murals, false windows, or other treatment so as to create an interesting and attractive neighbor; the design will be subject to approval by the Planning Board at the time of site plan approval]

APPENDIX 'A'

1. **East of Henderson Street**
   Block 139
   Lot 1,2 et al

2. **720-32 Grand Street/727-33 Adams Street**
   Block 85
   Lot 14; 15.1; and 15.2

3. **1600-16 Jefferson Street**
   Blocks 136/137/138
   Lots 7 and 1

Sponsored by _____

Sponsored by _____

RESOLUTION NO._____

RESOLUTION AUTHORIZING INCLUSION OF 1600 PARK AVENUE (Block 256, Lots 1 through 8, Block 11, Lots 1 and 2, Hoboken/Weehawken) WITHIN HUDSON COUNTY BROWNFIELDS ASSESSMENT DEMONSTRATION PILOT PROGRAM

WHEREAS, the City of Hoboken (the "City") is participant in the United States Environmental Protection Agency-sponsored Hudson County Brownfields Assessment Demonstration Pilot Program (the "Pilot Program"); and

WHEREAS, the Pilot Program was established to engender environmental remediation, encourage economic redevelopment, promote the rehabilitation and reuse of real properties which have been or will; be the subject of environmental assessment and cleanup; and

WHEREAS, the inclusion of real property within the Pilot Program provides the benefit of United States Environmental Protection Agency advice and assistance, including financial assistance, and facilitates the development and use of such property; and

WHEREAS, the City council of the City of Hoboken believes that it is in the best interests of the City to include the site known as 1600 Park Avenue, Hoboken, New Jersey, within the Pilot Program.

NOW, THEREFORE, BE IT RESOLVED, that the City of Hoboken does hereby authorize the inclusion of 1600 Park Avenue within the Pilot Program, effective immediately.

BE IT FURTHER **RESOLVED**, that the City's Director of Environmental Services is hereby authorized to execute any and all documents and to take such action as is necessary to effect the intent of the Resolution.

APPROVED: APPROVED AS TO FORM:

_____ _____

Business Administrator Corporation Counsel

Meeting Date: September 20, 2006

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE SFY 2007 ROADWAY IMPROVEMENT PROJECT BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the SFY 2007 Roadway Improvement Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-11.

Vendor	Base Bid	Alt. #A	Alt. #B	Total $
English Paving 1087 Edgewater Ave. Ridgefield, NJ 07657	$ 975,785.30	$ 203,129.65 156,666.20 1,335,581.15		$ $
Tilcon-New York 625 Mt. Hope Road Wharton, NJ 07885				$ 1,064,415.15 $ 234,416.55 $ 179,343.00 $ 1,478,174.70
A.J.M. Contractors, Inc. 71 Liberty Street Passaic, NJ 07055			$ 1,080,394.75 $ 230,081.75 $ 179,309.50 $ 1,489,786.00	

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:

English Paving
1087 Edgewater Ave.
Ridgefield, NJ 07657

Approved:

Approved to Form:

_____

_____

Joseph Peluso, Director, Envir. Svcs.

Joseph S. Sherman, Corp.Counsel

Date: 20 September 2006

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $1,335,581.15 necessary to meet this contract amount for SFY 2007 is available in the following appropriation, Capital Improvements (C-04-55-800-822). These funds will be sufficient to meet the contractual commitment providing for:

Refurbishing of City Roadways

and awarded to the following vendor:

English Paving
1087 Edgewater Ave.
Ridgefield, NJ 07657

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Temporary Chief Financial Officer

Date:_____

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Within Cap)		
Personnel S & W	7-01-20-105-010	$ 15,000.00
City Council S & W	7-01-20-111-010	$ 16,000.00
Business Admin. S & W	7-01-20-112-010	$ 23,000.00
A.B.C. Board S & W	7-01-20-113-010	$ 100.00
Grants Mgmt. S & W	7-01-20-116-010	$ 17,500.00
City Clerk S & W	7-01-20-120-010	$ 38,000.00
Codification O.E.	7-01-20-123-020	$ 3,000.00
Payroll S & W	7-01-20-132-010	$ 6,000.00
Tax Collector S & W	7-01-20-145-010	$ 15,000.00
Tax Collector O.E.	7-01-20-145-021	$ 4,000.00
Information Tech S &W	7-01-20-147-010	$ 5,000.00
Assessor's S & W	7-01-20-150-010	$ 27,000.00

Corp. Counsel S & W	**7-01-20-155-010**	**$ 30,000.00**
Corp. Counsel O.E.	**7-01-20-155-021**	**$ 3,500.00**
Community Devel. SW	**7-01-20-160-010**	**$ 10,000.00**
Historic Commiss. O.E.	**7-01-20-175-021**	**$ 395.00**
Planning Bd. S & W	**7-01-21-180-010**	**$ 7,000.00**
Zoning Officer S & W	**7-01-21-186-010**	**$ 10,000.00**
Housing Inspect. S&W	**7-01-21-187-010**	**$ 4,000.00**
Construction S & W	**7-01-22-195-010**	**$ 45,000.00**
Police Department S&W	**7-01-25-241-010**	**$ 800,000.00**
Police Department O.E.	**7-01-25-241-021**	**$ 25,000.00**
Emerg. Mgmt. S & W	**7-01-25-252-010**	**$ 2,500.00**
Fire Department S & W	**7-01-25-266-010**	**$ 950,000.00**
Fire Department O.E.	**7-01-25-266-021**	**$ 35,000.00**
Environ. Svcs. Dir. S&W	**7-01-26-290-010**	**$ 31,000.00**
Central Garage S & W	**7-01-26-301-010**	**$ 11,000.00**
Solid Waste S & W	**7-01-26-305-010**	**$ 131,000.00**
Solid Waste O.E.	**7-01-26-305-021**	**$ 350,000.00**
Human Svcs. Dir S&W	**7-01-27-330-010**	

		$ 11,000.00
Board of Health S & W	**7-01-27-332-010**	**$ 26,000.00**
Senior Citizens S & W	**7-01-27-336-010**	**$ 21,000.00**
Senior Citizens O.E.	**7-01-27-336-021**	**$ 10,000.00**
Rent Control S & W	**7-01-27-347-010**	**$ 13,000.00**
Transportation S & W	**7-01-27-348-010**	**$ 11,000.00**

Recreation S & W	**7-01-28-370-010**	**$ 43,000.00**
Recreation O.E.	**7-01-28-370-021**	**$ 30,000.00**
Parks S & W	**7-01-28-375-010**	**$ 45,000.00**
Public Property S & W	**7-01-28-377-010**	
Municipal Court S&W	**7-01-43-490-010**	**$ 68,000.00**
Municipal Court O.E.	**7-01-43-490-021**	**$ 10,000.00**
Public Defender S & W	**7-01-43-495-010**	**$ 4,000.00**
TOTALS		**$2,943,995.00**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Outside the Cap)		
Group Health Insur. O.E.	**7-01-30-400-030**	**$1,200,000.00**
Public Library S & W	**7-01-29-390-010**	**$ 55,000.00**

Down Payments on Imp	**7-01-44-900-001**	**$ 100,000.00**
5 Year Auth - Master Plan	**7-01-46-875-002**	**$ 37,000.00**
	TOTALS	**$1,392,000.00**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Utility)		
Parking Utility S & W	**7-31-55-502-100**	**$ 88,000.00**
Parking Utility O.E.	**7-31-55-502-200**	**$ 250,000.00**
	TOTALS	**$ 338,000.00**

MEETING: 20 September 2006

APPROVED:

APPROVED AS TO FORM:

_____

_____

Richard England, Business Administrator

Joseph S. Sherman, Corp. Counsel

Sponsored by _____

Sponsored by _____

RESOLUTION NO._____

RESOLUTION APPOINTING MEMBERS TO THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY

WHEREAS, pursuant to the City of Hoboken Ordinance #DR263, Section 1, the City of Hoboken has established the Hoboken Municipal Hospital Authority through the provisions of the Municipal Hospital Authority Law; and

WHEREAS, the City of Hoboken Ordinance #263 provides for six (6) Class III members of the Hoboken Municipal Hospital Authority to be appointed by the Mayor with the advice and consent of the City Council; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council that the following individuals are qualified and hereby appointed as members to the Hoboken Municipal Hospital Authority:

Kevin M. Kramer, Esq., 909 Garden Street, Hoboken, for a term ending on June 30, 2007
Fred Tomkins, 435 Grove Street, Westfield, for a term ending on June 30, 2008
Eric Lawton, 633 Washington Street, Hoboken, for a term ending on June 30, 2009
Camille Corea, 730 Hudson Street, Hoboken, for a term ending on June 30, 2010
Norman Wilson, 1121 Park Avenue, Hoboken, for a term ending on June 30, 2011
James Caulfield, 814 Jefferson Street, Hoboken for a term ending on June 30, 2011

RESOLVED, that a certified copy of this resolution and acceptance of appointment be filed with the Municipal Clerk.

APPROVED AS TO FORM:

_____
Corporation Counsel

Meeting Date: September 20, 2006

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF" passed December 29, 1950, amended August 6, 1997 and December 18, 2002.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN AS FOLLOWS;

1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is an amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows in the attached list which is incorporated by reference.

2. If the Alphabetical List of Titles, City of Hoboken, herein set forth contains any position or positions, the duties of which are not enumerated in the Plan for the Standardization of Municipal Class Titles, which is a part of the ordinance to which this ordinance is an amendment, then in that event the duties of the said position or positions shall be those which pertain to the particular position and positions set forth in any other ordinance adopted and now in force and effect in any statute of the State of New Jersey relating to said position or provisions of this ordinance or the ordinance amended hereby.

3. The provisions of this ordinance shall in no way affect the tenure or Civil Service status of any employees presently employed by the City of Hoboken in any of the various positions set forth in the Alphabetical List of Titles, City of Hoboken, herein.

4. The Alphabetical List of Titles referred to herein as well as the salary ranges for all positions in the City shall be on file in the Office of the City Clerk.

5. All ordinances or parts of ordinances inconsistent herewith are herewith repealed.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk James J. Farina

Meeting: September 20, 2006

Approved:

_____
Mayor David Roberts

Approved as to form:

_____
Joseph S. Sherman, Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES THE ADMINISTRATION TO ADVERTISE FOR AN AUCTION OF ABANDONED VEHICLES ON 27 OCTOBER 2006.

WHEREAS, the Purchasing Agent, Department of Administration requests authorization of the Council to dispose of abandoned vehicles, that are in the possession of the Hoboken Police Department and/or the Hoboken Parking Utility for over thirty days, the said authorized pursuant to provision of N.J.S.A. 39:10A-1 and

NOW THEREFORE BE IT RESOLVED, the Purchasing Agent, Department of Administration or his duly authorized representative is hereby authorized to expose for sale at Public Auction, Friday, 27 October 2006, at 11:00 A.M., in the City Hall, Court Room, 94 Washington Street, the vehicles set forth on the attached list pursuant to law.

MEETING OF: 18 October 2006

APPROVED AS TO FORM: _____
Joseph Sherman, Corporation Counsel

APPROVED: _____
Richard England, Business Administrator

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (Third Street)

ARTICLE III
ONE-WAY STREETS

190-7 One-Way Street

Section 1: The location described is hereby deleted as a One-Way Street in the direction indicated.

Name of Street	Direction of Travel	Limits
Third Street	East Bound	River Street to Sinatra Drive

190-6 (B) No Stopping or Standing

Section 2: The location described is hereby amended as No Stopping or Standing at any time. No person shall stop or stand a vehicle at any time on the following street.

Name of Street	Side	Limits
Third Street	Both	Beginning at the easterly curbline of River Street and extending to the westerly curbline of Sinatra Drive

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4: Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ Mayor

_____ City Clerk

Meeting Date October 18, 2006

_____
Approved as to legal form
Corporation Counsel

`

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$60,923.43** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Keith E. Hafer 77 Park Avenue #1613 Hoboken, N. J. 07030	165/11/C004L	221 Willow Ave.	$2,343.88
Linda Z. Swartz 1500 Hudson St. Apt.#11J Hoboken, N. J. 07030	268.1/3/C011J	1500 Hudson St.	$15,662.48

NAME	BL\UNIT	PROPERTY	AMOUNT
First American Default Mgmt. Solutions P. O. Box 961230 Forth Worth, Tx 76161-0230	221/16/C0010	1028 Hudson St.	$1,683.85
Hudson Spa Leina Corp. 74 Hudson St. Hoboken, N. J. 07030	210.1/22	74 Hudson St.	$ 61.11
Barbara Cricco 822 Hudson St. Hoboken, N. J. 07030	219/18	822 Hudson St.	$ 63.55
M. & A. McNamara 1300 Grand St. #319 Hoboken, N. J. 07030	114/1/C0319	1300 Grand St.	$ 166.55
Richard Maio 25-47th Street #3 Weehawken, N. J. 07086	79/3/C002L	356-60 Sixth St.	$ 980.84
Dana Minturn 1301 Adams St. #610 Hoboken, N. J. 07030	114/1/C0610	1300 Grand St.	$ 326.23
Eric M. Gillenwater 900 Jefferson St. #6H Hoboken, N. J. 07030	95/25/C0952	900-12 Jefferson St.	$ 1.29
Eric M. Gillenwater 900 Jefferson St. #6H Hoboken, N. J. 07030	95/25/C006H	900-12 Jefferson St.	$ 33.02

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Citi Mortgage 5280 Corporate Drive Frederick. Md 21703	171/22/C0002	930 Park Ave.	$4,011.70
Luzia I. Del Gado 1001 Clinton St. #2F Hoboken, N. J. 07030	162/1/C-P33	1001 Clinton St.	$ 1.17
First Horizon Home Loans 4000 Horizon Way Cost Center 6308 Irving, Texas 75063 Attn: Joe Jalomo	245/3.1/C002D	1315-17 Washington St.	$ 859.64
Kevin Hinkle 727 Monroe Street #504 Hoboken, N. J. 07030	82/11/C0504	721-33 Monroe St.	$1,714.26
Kevin Hinkle 727 Monroe Street #504 Hoboken, N. J. 07030	82/11/C0P16	721-33 Monroe St.	$ 136.48
First American Default P. O. Box 961230 Fort Worth Tx 76161-0230	243-14/C0002	1125 Washington St.	$1,830.10
Wells Fargo Home Mort. One Home Campus Des Moines, Ia 50328	13/4	85-89 Harrison St.	$5,161.24
Jennifer E. Zar 1500 Hudson St. #10L Hoboken, N. J. 07030	268.1/3/C010L	1500 Hudson St.	$2,326.24
Chase Home Finance P. O. Box 631700 Irving, Texas 75067-1730	114/1/C0414	1300 Grand St.	$5,867.15

NAME	BL/LOT/UNIT	PROPERTY	AMOUNT
Steffany Kaplan	109/1.1/C0509	1200 Grand St.	$2,578.48

1201 Adams Street Apartment #509 Hoboken, N. J. 07030			
Chevy Chase Bank 6151 Chevy Chase Drive Laurel, Md. 20705	36/31/C0005	204-06 Jackson St.	$1,827.44
Wells Fargo Home Mort. Attn: Financial Support Unit-Region 1 1 Home Campus MACX2502-011 Des Moines, IA 50328-0001	268.1/3/C010N	1500 Hudson St.	$2,316.24
Bryan Murray 243 N. Pleasant Ave. Ridgewood, N. J. 07450	114/1/C0307	1300 Grand St.	$ 157.97
807 Garden St.Partners,L.P. 297-101 Kinderkamack Rd. Suite #116 Oradell, N. J. 07649	52/3	358 Third St.	$1,526.72
First Horizon Home Loans % Total Mortgage Solutions LP Attention : Refund Department 1555 Walnut Hill Lane, Suite 200A Irving, Texas 75038	38/14	235 Monroe St.	$3,777.75
S. & J. Selverian 205 Adams St. #2 Hoboken, N. J. 07030	41/3/C0002	205 Adams St.	$4,596.38
M. & J. Zolot 77 Garden St. #U1 Hoboken, N. J. 07030	186/4/C0001	77 Garden St.	$ 84.96 HR

NAME	**BL/UNIT**	**PROPERTY**	**AMOUNT**

S. & C. Sviokla 501 Ninth St. #516 Hoboken, N. J. 07030	89/12/C0P24	501 Ninth St.	$ 114.79 HR
Kevin McKee 625 Willow Avenue #4L Hoboken, N. J. 07030	168/10/C004L	625 Ninth St.	$ 250.00 HR
Anthony Carrino 930 Park Avenue #4 Hoboken, N. J. 07030	171/22/C0004	`	$ 350.00 HR
Giuseppe Alise 809-11 Washington St. #2-L Hoboken, N. J. 07030	219/5/C092L		$ 111.92

Meeting: October 18, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. ____

RESOLUTION TO SETTLE PENDING LITIGATION
MAGIC ICE USA, INC. v. CITY OF HOBOKEN

WHEREAS, the Council for the City of Hoboken wishes to settle all claims alleged by Magic Ice USA, Inc. pending in the Circuit Court in and for Miami – Dade County, Florida; and

WHEREAS, the settlement offered is in exchange for a complete release of all claims against the City of Hoboken; and

WHEREAS, the General Terms of this Settlement include:

1. Payment to Magic Ice USA, Inc. in a lump sum of $37,500.00 in consideration of all damage claims asserted in the Action.

NOW, THEREFORE, BE IT RESOLVED THAT the Council for the City of Hoboken does hereby approve the general terms of the Settlement between Magic Ice USA, Inc. and the City of Hoboken, in accordance with the terms, and conditions of the Settlement, final form to be reviewed and approved by Corporation Counsel.

BE IT ALSO RESOLVED, that the Council for the City of Hoboken is hereby authorizing the Mayor or his designee to execute the Mutual and General Release Agreement in full and final settlement of all allegations raised by Magic Ice USA, Inc.

Approved:	Approved as to Form:
_____	_____
Richard England, Business Administrator	Joseph S. Sherman, Corporation Counsel

Date of Meeting: October 13, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION IN SUPPORT OF WALK TO SCHOOL MONTH

WHEREAS, hundreds of children could be saved each year if communities take steps to make pedestrian safety a priority; and

WHEREAS, a lack of physical activity plays a leading role in rising rates of obesity, diabetes and other health problems among children and being able to walk or bicycle to school offers an opportunity to build activity into daily routine; and

WHEREAS, driving students to school by private vehicle contributes to traffic congestion and air pollution; and

WHEREAS, an important role for parents and caregivers is to teach children about pedestrian safety and become aware of the difficulties and dangers that children face on their trip to school each day and the health and environmental risks related to physical inactivity and air pollution; and

WHEREA, community members and leaders should make a plan to make changes to enable children to walk and bicycle safely in our communities and develop a list of suggestions for Improvements that can be done over time; and

WHEREAS, children, parents and community leaders around the world are joining together to walk to school and evaluate walking and bicycling conditions in their communities,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. This Resolution takes effect immediately.

2. The City Council and the Mayor does hereby proclaim the month of October as "International Walk to School Month" in the City of Hoboken and encourages everyone to consider the safety and health of children this month and throughout the year.

APPROVED:

_____

Richard England, Business Administrator

APPROVED AS TO FORM:

_____

Joseph S. Sherman, Corp. Counsel

MEETING: October 18, 2006

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

1118 Adams Street Urban Renewal LLC

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $2,250,000.00 from New Jersey Department of Community Affairs and Neighbor Preservation Balanced Housing Program wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director
Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$2,250,000.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
New Jersey Department of Community Affairs
Neighbor Preservation Balanced Housing Program
1118 Adams Street Urban Renewal LLC

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $2,250,000.00 Be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-Set by Revenues:

New Jersey Department of Community Affairs
Neighbor Preservation Balanced Housing Program
1118 Adams Street Urban Renewal LLC

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: October 18, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

Hoboken Justice Assistance Grant (JAG)

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $14,431.00 from Hudson County Justice Grant Program wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$14,431.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
Hudson County Justice Assistance Grant
Hoboken Assistance Grant (JAG)

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $14,431.00 Be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
Hudson County Justice Assistance Grant
Hoboken Assistance Grant (JAG)
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: October 18, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

SAVE THE YOUTH 2007 GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $197,446.00 from U S Department of Justice and Office of Justice Programs wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director
Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$197,446.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
U S Department of Justice
Save the Youth

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $197,446.00
Be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by
Revenues:
U S Department of Justice
Save the Youth
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: October 18, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced By:_____

Second By:_____

CITY OF HOBOKEN
RESOLUTION NO._____

WHEREAS, an overpayment of taxes has been made on the property on the List below: and

WHEREAS, tax appeal was filed by the property owners: and

WHEREAS, Hudson County Board of Taxation recommends a settlement in this Matter, now therefore, be it

RESOLVED, that a warrant be drawn on the City Treasurer made payable to the taxpayer appearing on the attached list totaling **$18,900.25**

NAME	BL/LT/UNIT	PROPERTY	AMOUNT
Marcus, Brody, Ford & Hoboken Holding 5 Becker Farm Road Roseland, N. J. 07068	230/6.1	2-10 Hudson Pl.	$18,900.25

Meeting: October 18, 2006

Approved as to form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Housing Inspection O.E.	7-01-21-187-021	$ 830.00
Emerg Mgmt S & W	7-01-25-252-011	$ 7,000.00
Human Svcs. Dir. O.E.	7-01-27-330-021	$ 525.00
Recreation O.E.	7-01-28-370-021	$ 57,230.00
Telephone O.E.	7-01-31-440-000	$ 40,800.00
Gasoline O.E.	7-01-31-460-000	$ 37,000.00
Municipal Court O.E.	7-01-43-490-021	$ 17,250.00
	TOTALS	$ 160,635.00

ACCOUNT (Outside the Cap)	ACCOUNT #	AMOUNT
Social Security O.E.	7-01-36-472-000	$ 70,000.00
	TOTALS	$ 70,000.00

ACCOUNT (Utility)	ACCOUNT #	AMOUNT
Parking Utility O.E.	7-31-55-502-200	$ 100,000.00
	TOTALS	$ 100,000.00

MEETING: 18 October 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION REJECTS THE BIDS RECEIVED FOR THE RESTORATION OF THE GAZEBO AT CHURCH SQUARE PARK.

WHEREAS, the City of Hoboken sought competitive proposals for the renovation of the Gazebo at Church Square Park, and

WHEREAS, the below submitted bids exceeded the expected cost associated with original bid specifications as advertised, and

WHEREAS, the following proposals were received:

Vendor	**Total Proposal**
LaRocca Construction	**$ 157,900**
T & M Contracting	**$ 129,400**
Abbott Contracting	**$ 115,000**
Bokey, Inc.	**$ 173,000**

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Hoboken in the County of Hudson that:

1. The above recitals are incorporated herein as thoughtfully set forth at length.
2. The City Council hereby rejects the proposal of the above vendor.
3. The Administration is hereby authorized to re-advertise for these goods/services.

Meeting of: 18 October 2006

APPROVED:

APPROVED AS TO FORM:

_____
Richard England, Business Administrator

_____
Joseph S. Sherman, Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION RESCINDS RESOLUTION NUMBER 06-582, A RESOLUTION AUTHORIZING A CONTRACT TO CREATE THE BASE OF A WORLD WAR II MEMORIAL.

WHEREAS, the Council of the City of Hoboken, at it's meeting of 6 September 2006 passed resolution 06-582, a resolution authorizing a contract to create the base of a World War II Memorial, and

WHEREAS, the Joint Veterans Committee has deemed that the projected cost of the total World War II Memorial project was more than expected, and

WHEREAS, the Joint Veterans Committee has expressed an interest in revisiting the total project with their engineer and architect, now

THEREFORE BE IT RESOLVED, that resolution number 06-582, a resolution approving a contract to construct the base of a World War II Memorial is hereby rescinded and this Council awaits a future request by the Joint Veterans Committee regarding the World War II Memorial.

Meeting: 18 October 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____
Richard England, Business Administrator **Joseph Sherman, Corp. Counsel**

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS: (Fifth Street)

ARTICLE III
ONE-WAY STREETS

190-7 One-Way Street

Section 1: The location described is hereby amended as a One-Way Street in the direction indicated

Name of Street	Direction of Travel	Limits
Fifth Street	East Bound	River Street to Sinatra Drive

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 3: Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____ Mayor

_____ City Clerk

Meeting Date: October 4, 2006

_____
Approved as to legal form
Corporation Counsel

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Purchasing O.E.	7-01-20-114-021	$ 1,085.00
Finance Supervisor O.E.	7-01-20-130-021	$ 50,000.00
Construction O.E.	7-01-22-195-021	$ 35,000.00
Acquis of Police Cars O.E.	7-01-25-242-020	$ 7,500.00
Central Garage O.E.	7-01-26-301-021	$ 10,000.00
Recreation O.E.	7-01-28-370-021	$ 25,000.00
Parks O.E.	7-01-28-375-021	$ 20,000.00
Gasoline O.E.	7-01-31-460-000	$ 25,000.00
Waterfront Devel. O.E.	7-01-31-462-000	$ 15,600.00
	TOTALS	$ 184,185.00

ACCOUNT (Outside the Cap)	ACCOUNT #	AMOUNT
Principle - HCIA Cars	7-01-45-937-000	$ 86,000.00
	TOTALS	$ 86,000.00

ACCOUNT (Utility)	ACCOUNT #	AMOUNT
Parking Utility O.E.	7-31-55-502-200	$ 100,000.00
	TOTALS	$ 100,000.00

MEETING: 4 October 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES REIMBURSEMENT TO CITY OF HOBOKEN RETIREES FOR MEDICARE PART "B" PAYMENTS.

WHEREAS, union contracts with the City of Hoboken specify that medical coverage be provided to all employees who have retired with 25 or more years of service, and

WHEREAS, retirees annually submit requests for reimbursement of Medicare Part "B" expenses, and

WHEREAS, the City of Hoboken provides within it annual budget funds with which to pay said expenses, now, therefore be it

RESOLVED, that the City Council of Hoboken hereby authorizes the Administration to reimburse the attached retirees for expenses incurred during calendar year 2005.

MEETING: 4 October 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____
Richard England, Business Admin. **Joseph S. Sherman, Corp.Counsel**

CHIEF FINANCIAL OFFICER'S CERTIFICATION
OF AVAILABILITY OF FUNDS

FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $ 20,152.80 necessary to meet this contract amount for SFY 2007 is available in the following appropriation, Group Health Other Expenses (7-01-30-400-030). These funds will be sufficient to meet the contractual commitment providing for:

Reimbursement of Medicare Part "B" expenses

and awarded to the following vendors:

See attached lists

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO._____

THIS RESOLUTION APPROVES A TWO (2) YEAR CONTRACT FOR VISION PLAN SERVICES.

WHEREAS, there exists a need for a Vision Plan Service for the City employees of Hoboken for the provision of a group vision service plan, and

WHEREAS, the Interim Business Administrator, Richard England, has recommended that the City of Hoboken, continue to make such vision plan service available to its employees in accordance with the existing personnel policies and collective bargaining agreements; and

WHEREAS, the Interim Business Administrator, Richard England, has recommended that the City of Hoboken enter into a two (2) year contract with Vision Service Plan, beginning January 1, 2005 and terminating December 31, 2005; and

WHEREAS, the total amount proposed by Vision Service Plan, for the first year of the contract is equal to their existing charges; and

WHEREAS, the total amount of the first year of the contract with Vision Service Plan, for a Group Vision Service Plan is not to exceed One Hundred Twenty-Five Thousand Dollars ($125,000.00); and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) allows the award of contracts for insurance without competitive bidding and the contract itself must be made available for public inspection; and

WHEREAS, the Acting Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hoboken as follows that a contract for Prescription Plan Service is awarded to Vision Service Plan, for a Group Vision Service Plan that is not to exceed One Hundred Twenty-Five Thousand Dollars ($125,000.00).

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized and directed to execute and attest an Agreement with Vision Service Plan, commencing January 1, 2005 through December 31, 2005, the form of said agreements to be approved by Corporation Counsel.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance with N.J.S.A. 40A:11-1 et seq.

Meeting of: 1 December 2004

APPROVED:	**APPROVED AS TO FORM:**
_____	_____
Richard England, Interim Business Admin	**Joseph Sherman, Corporation Counsel**

INTRODUCED BY: _____

SECONDED BY: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES A TWO (2) YEAR CONTRACT FOR PRESCRIPTION PLAN SERVICES.

WHEREAS, there exists a need for a group Prescription Plan Service for the City employees of Hoboken for the provision of a group prescription plan, and

WHEREAS, the Interim Business Administrator, Richard England, has recommended that the City of Hoboken, continue to make such group prescription plan service available to its employees in accordance with the existing personnel policies and collective bargaining agreements; and

WHEREAS, the Interim Business Administrator, Richard England, has recommended that the City of Hoboken enter into a two (2) year contract with MaxorPlus, Ltd., beginning November 1, 2004 and terminating October 31, 2006; and

WHEREAS, the total amount proposed by MaxorPlus, Ltd., for the first year of the contract is lower than the proposals of other carriers solicitated; and

WHEREAS, the total amount of the first year of the contract with MaxorPlus, Ltd., for a Group Prescription Plan Service is not to exceed Three Million Ninety-Eight Thousand Dollars ($3,800,000.00); and

WHEREAS, the proposed contract provides for an annual adjustment of the rates to reflect the effects of drug inflation, change in client age, sex demographics, utilization trends and new drug availability in the market place; the second year contract cost will be determined and encumbered at a later date for the November 1, 2005 to October 31, 2006 period; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) allows the award of contracts for insurance without competitive bidding and the contract itself must be made available for public inspection; and

WHEREAS, the Acting Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hoboken as follows that a contract for Prescription Plan Service is awarded to MaxorPlus, Ltd., for a Group Prescription Plan Service is not to exceed Three Million Eight Hundred Thousand ($3,800,000.00).

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized

and directed to execute and attest an Agreement with MaxorPlus, Ltd., commencing November 1, 2004 through October 31, 2005, the form of said agreements to be approved by Corporation Counsel.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance with N.J.S.A. 40A:11-1 et seq.

Meeting of: 1 December 2004

APPROVED:	**APPROVED AS TO FORM:**
_____	_____
Richard England, Interim Business Admin	**Joseph Sherman, Corporation Counsel**

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Six Hundred Forty Dollars ($2,640.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 1 November 2006

APPROVED:

_____

Richard England, Business Admin

APPROVED AS TO FORM:

_____

Joseph Sherman,
Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $1,920.00 necessary to meet this contract amount is available in the SFY 2007 Budget, in the following appropriation, Parking Utility Other Expense - 7-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES INDIVIDUAL REFUNDS FOR DISMISSED CHARGES FOR BOOTING AND/OR TOWING ACTIONS TAKEN BY THE HOBOKEN PARKING UTILITY.

WHEREAS, the Hoboken Parking Utility is charged with providing on/off street parking for the citizens of Hoboken, and

WHEREAS, the Hoboken Parking Utility is also charged with enforcing existing parking regulations within the City of Hoboken, and

WHEREAS, this enforcement, occasionally, results in citations being issued, and dismissed by the Municipal Court, by the employees of the Hoboken Parking Utility, now, therefore, be it

RESOLVED, that the attached list of individuals be refunded the towing and/or boot removal charges which were dismissed by the Municipal Court, equal to the amount shown next to their individual name, and be it further

RESOLVED, that the total amount of all refunds, by this Resolution, shall be Two Thousand Six Hundred Forty Dollars ($2,640.00), and be it further

RESOLVED, that the Hoboken Parking Utility shall reimburse said individuals from the Other Expense Line in the SFY 2007 Budget Fund line number 7-31-55-502-200. (See attached list)

Meeting: 1 November 2006

APPROVED:

_____
Richard England, Business Admin

APPROVED AS TO FORM:

_____
Joseph Sherman,
Corporation Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the $1,920.00 necessary to meet this contract amount is available in the SFY 2007 Budget, in the following appropriation, Parking Utility Other Expense - 7-31-55-502-200. These funds will be sufficient to meet the contractual commitment providing for:

Refund of deposits for AVI Cards used in the Municipal Garages

and awarded to the following vendor:

Hoboken Parking Utility (to be dispersed to shown individuals)
94 Washington Street
Hoboken, NJ 07030

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE HOBOKEN FIRE OFFICERS ASSOCIATION (FOA) LOCAL 1076

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Fire Officers Association ("FOA") Local 1076, regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

NOW THEREFORE BE IT RESOLVED by the Hoboken City Council that:

1. The above recitals are incorporated as if fully set fourth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution shall be effective immediately.

4. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

Date: November 1, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE HOBOKEN MUNICIPAL SUPERVISORS ASSOCIATION (HMSA)

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Municipal Supervisors Association ("HMSA"), regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

NOW THEREFORE BE IT RESOLVED by the Hoboken City Council that:

1. The above recitals are incorporated as if fully set fourth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution shall be effective immediately.

4. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

Date: November 1, 2006

INTRODUCED BY:_____

SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES A ONE (1) YEAR CONTRACT FOR PRESCRIPTION PLAN SERVICES.

WHEREAS, there exists a need for a group Prescription Plan Service for the City employees of Hoboken for the provision of a group prescription plan, and

WHEREAS, the Business Administrator, Richard England, has recommended that the City of Hoboken, continue to make such group prescription plan service available to its employees in accordance with the existing personnel policies and collective bargaining agreements; and

WHEREAS, the Interim Business Administrator, Richard England, has recommended that the City of Hoboken enter into a one (1) year contract with MaxorPlus, Ltd., beginning November 1, 2006 and terminating October 31, 2007; and

WHEREAS, the total amount proposed by MaxorPlus, Ltd., for the first year of the contract is lower than the proposals of other carriers solicitated; and

WHEREAS, the total amount of the contract with MaxorPlus, Ltd., for a Group Prescription Plan Service is not to exceed Three Million Ninety-Eight Thousand Fifty Dollars ($3,850,000.00); and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) allows the award of contracts for insurance without competitive bidding and the contract itself must be made available for public inspection; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hoboken as follows that a contract for Prescription Plan Service is awarded to MaxorPlus, Ltd., for a Group Prescription Plan Service not to exceed Three Million Eight Hundred Thousand Fifty Dollars ($3,850,000.00)

BE IT FURTHER RESOLVED, the Mayor and City Clerk are hereby authorized and directed to execute and attest an Agreement with MaxorPlus, Ltd., commencing November 1, 2006 through October 31, 2007, the form of said agreements to be approved by Corporation Counsel.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be published and the City Clerk shall keep a copy of this contract in accordance with N.J.S.A. 40A:11-1 et seq.

Meeting of: 1 November 2006

APPROVED:	**APPROVED AS TO FORM:**
_____	_____
Richard England, Business Admin	**Joseph Sherman, Corporation Counsel**

WHEREAS, Lung cancer is the leading cause of cancer death in both men and women in the United States; and

WHEREAS, Lung cancer takes the lives of more Americans each year than breast, prostate, colon, liver, kidney cancers combined; and

WHEREAS, former smokers and people who have never smoked comprise the majority of new cases of lung cancer each year; and

WHEREAS, 70% of new lung cancer cases will be diagnosed at late stage, with a 15% 5 year survival rate; and

WHEREAS, early lung cancer diagnosis and management protocols exist, yet have not been embraced as the standard of care; and

WHEREAS, funding for lung cancer research falls far short of that for other less fatal diseases; and

WHEREAS, the Lung Cancer Alliance as the only national advocacy organization, is dedicated to informing and advocating for people living with lung cancer or at risk for the disease;

NOW THEREFORE, I, DAVID ROBERTS, Mayor of the City of Hoboken, do hereby proclaim November as

LUNG CANCER AWARENESS MONTH

in the City of Hoboken, New Jersey.

Furthermore, I urge all citizens of Hoboken to do all we can to increase awareness of lung cancer issues, and offer compassion to people with lung cancer.

_____ _____

James J. Farina, City Clerk David Roberts, Mayor

Dated: November 1, 2006

Sponsored by: _____

Sponsored by: _____

RESOLUTION #:_____

A RESOLUTION AUTHORIZING A REGIONAL CONTRIBUTION MORTGAGE, SUBORDINATION OF MORTGAGE, REGULATORY AGREEMENT & FORM OF NOTE BETWEEN THE CITY OF HOBOKEN AND 1118 ADAMS STREET URBAN RENEWAL, LLC

Whereas, 1118 Adams Street Urban Renewal, LLC, a New Jersey limited liability company (the **"Borrower"**) is the owner of certain land located in Hudson County, New Jersey, described in Exhibit A hereto (the "**Land**"). The Land is currently improved with a multifamily housing project (the "**Improvements**"); and

Whereas, the Senior Mortgagee, ARCS Commercial Mortgage Co., L.P., a California limited partnership having an address at 26901 Agoura Road, Suite 200, Calabasas, California 91301, has made or is making a loan to the Borrower in the original principal amount of $3,755,085.00. The loan is or will be secured by a Multifamily Mortgage, Assignment of Rents and Security Agreement dated November ___, 2006 (the "**Senior Mortgage**") encumbering the Land and Improvements and other "**Mortgaged Property**" (as defined in the Senior Mortgage); and

Whereas, the Mortgagee has made or is making a loan to the Borrower in the original principal amount of $1,510,000. The loan is or will be secured by a mortgage dated November_____, 2006 (the "**Subordinate Mortgage**") encumbering the Land and Improvements; and

Whereas, the Senior Mortgage and Subordinate Mortgage are intended to be recorded in the Hudson County Register of Deeds ("**Recording Offices**"); and

Whereas, the execution and delivery of these Agreements is a condition of Senior Mortgagee's making of the Senior Mortgage loan; **now therefore be it –**

Resolved, by the Mayor and Council of the City of Hoboken:

1. That the City of Hoboken shall enter into such Agreements;

2. That the Mayor or his designee are hereby authorized to execute such agreements on behalf of the City of Hoboken and the City Clerk shall attest to same;

3. That the Mayor shall execute any other pertinent documents to carry out the intent of this resolution;

4. This resolution shall be effectively immediately.

Meeting Date: November 1, 2006

Department of Community Development **Approved as to form:**

_____ _____

Fred M. Bado, Director Joseph S. Sherman, Corporation Counsel

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE TO ADOPT IN AND FOR THE CITY OF HOBOKEN A SCHEDULE OF CLASSIFICATIONS AND ALLOCATIONS OF TITLE FOR ALL POSITIONS IN SAID MUNICIPALITY DESIGNATING THE APPROPRIATE STANDARDIZED TITLE FOR EACH POSITION IN SAID MUNICIPALITY; FIXING AND ADOPTING FOR EACH POSITION A SALARY RANGE, AND ESTABLISHING AND CREATING IN AND FOR THE CITY OF HOBOKEN THE RESPECTIVE POSITIONS MENTIONED IN THE SCHEDULE SET FORTH HEREIN, AND FIXING AND PRESCRIBING THE DUTIES THEREOF" passed December 29, 1950, amended August 6, 1997 and December 18, 2002.

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES ORDAIN AS FOLLOWS;

1. The Alphabetical List of Titles, City of Hoboken, set forth in the ordinance to which this Ordinance is an amendment be and the same is hereby amended so that the following titles, salaries and ranges contained therein shall be included as follows in the attached list which is incorporated by reference.

2. If the Alphabetical List of Titles, City of Hoboken, herein set forth contains any position or positions, the duties of which are not enumerated in the Plan for the Standardization of Municipal Class Titles, which is a part of the ordinance to which this ordinance is an amendment, then in that event the duties of the said position or positions shall be those which pertain to the particular position and positions set forth in any other ordinance adopted and now in force and effect in any statute of the State of New Jersey relating to said position or provisions of this ordinance or the ordinance amended hereby.

3. The provisions of this ordinance shall in no way affect the tenure or Civil Service status of any employees presently employed by the City of Hoboken in any of the various positions set forth in the Alphabetical List of Titles, City of Hoboken, herein.

4. The Alphabetical List of Titles referred to herein as well as the salary ranges for all positions in the City shall be on file in the Office of the City Clerk.

5. All ordinances or parts of ordinances inconsistent herewith are herewith repealed.

6. This ordinance shall take effect as provided by law.

Adopted:

_____
City Clerk James Farina

Meeting: November 1, 2006

Approved:

_____
Mayor David Roberts

Approved to Form:

_____
Joseph S. Sherman, Corporation Counsel

Title	Minimum	Max. 07/01/05
Chief Financial Officer	**$50,000.00**	**$96,500.00**

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Personnel S & W	7-01-20-105-010	$ 15,200.00
Mayor's S & W	7-01-20-110-010	$ 5,000.00
Mayor's O.E.	7-01-20-110-021	$ 10,000.00
City Council S & W	7-01-20-111-010	$ 15,000.00
City Council O.E.	7-01-20-111-021	$ 2,000.00
Business Admin. S & W	7-01-20-112-010	$ 35,000.00
A.B.C. Board S & W	7-01-20-113-010	$ 600.00
Grants Mgmt. S & W	7-01-20-116-010	$ 14,000.00
City Clerk S & W	7-01-20-120-010	$ 46,000.00
Payroll S & W	7-01-20-132-010	$ 6,000.00
Audit O.E.	7-01-20-135-020	$ 55,000.00
Tax Collector S & W	7-01-20-145-010	$ 40,000.00
Information Tech S &W	7-01-20-147-010	$ 9,000.00
Assessor's S & W	7-01-20-150-010	$ 18,000.00
Corp. Counsel S & W	7-01-20-155-010	$ 29,000.00
Corp. Counsel O.E.	7-01-20-155-021	$ 5,000.00
Community Devel. SW	7-01-20-160-010	$ 24,000.00
Planning Bd. S & W	7-01-21-180-010	$ 7,000.00
Housing Inspect. S&W	7-01-21-187-010	$ 11,000.00
Construction S & W	7-01-22-195-010	$ 68,000.00
Postage O.E.	7-01-23-211-020	$ 40,000.00
Copiers O.E.	7-01-23-213-020	$ 6,000.00
Police Department S&W	7-01-25-241-010	$1,100,000.00
Police Department O.E.	7-01-25-241-021	$ 100,000.00
Emerg. Mgmt. S & W	7-01-25-252-010	$ 12,000.00
Fire Department S & W	7-01-25-266-010	$ 900,000.00
Environ. Svcs. Dir. S&W	7-01-26-290-010	$ 52,000.00
Environ. Svcs. Dir. O.E.	7-01-26-290-020	$ 1,000.00
Central Garage S & W	7-01-26-301-010	$ 10,000.00
Solid Waste S & W	7-01-26-305-010	$ 130,000.00
Solid Waste O.E.	7-01-26-305-021	$ 150,000.00
Human Svcs. Dir S&W	7-01-27-330-010	$ 25,000.00
Constituent Services S&W	7-01-27-333-010	$ 5,000.00
Constituent Services O.E.	7-01-27-333-021	$ 500.00
Board of Health S & W	7-01-27-332-010	$ 51,000.00
Board of Health O.E.	7-01-27-332-021	$ 50,000.00
Senior Citizens S & W	7-01-27-336-010	$ 28,000.00

Rent Control S & W	**7-01-27-347-010**	**$ 14,000.00**
Rent Control O.E.	**7-01-27-347-021**	**$ 20,000.00**
Transportation S & W	**7-01-27-348-010**	**$ 22,000.00**
Recreation S & W	**7-01-28-370-010**	**$ 50,000.00**
Recreation O.E.	**7-01-28-370-021**	**$ 40,000.00**
Parks S & W	**7-01-28-375-010**	**$ 52,000.00**
Public Property S & W	**7-01-28-377-010**	**$ 62,000.00**
Electricity O.E.	**7-01-31-430-000**	**$ 100,000.00**
Fuel Oil O.E.	**7-01-31-447-000**	**$ 25,000.00**
Waterfront Devel. O.E.	**7-01-31-462-000**	**$ 20,000.00**
Municipal Court S&W	**7-01-43-490-010**	**$ 73,000.00**
Public Defender S & W	**7-01-43-495-010**	**$ 5,000.00**
Salary Adjustments S&W	**7-01-36-478-010**	**$1,704,398.70**
	TOTALS	**$5,262,698.70**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Outside the Cap)		
Insurance O.E.	**7-01-30-400-010**	**$ 76,000.00**
Worker's Comp. O.E.	**7-01-30-400-020**	**$ 70,000.00**
Public Library S & W	**7-01-29-390-010**	**$ 62,000.00**
	TOTALS	**$ 208,000.00**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Utility)		
Parking Utility S & W	**7-31-55-502-100**	**$ 145,000.00**
Parking Utility O.E.	**7-31-55-502-200**	**$ 200,000.00**
	TOTALS	**$ 345,000.00**

MEETING: 1 November 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE HOBOKEN UNIFORMED FIREFIGHTERS ASSOCIATION (UFA) LOCAL 1078

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Uniformed Firefighters Association ("UFA") Local 1078, regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

NOW THEREFORE BE IT RESOLVED by the Hoboken City Council that:

1. The above recitals are incorporated as if fully set fourth at length.

2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.

3. This resolution shall be effective immediately.

4. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

Date: November 1, 2006

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY BY THE CITY OF HOBOKEN OF BONDS, NOTES OR OTHER OBLIGATIONS OF THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $52,000,000 AND AUTHORIZING VARIOUS AGREEMENTS AND RELATED MATTERS IN CONNECTION THEREWITH

WHEREAS, for over 143 years, St. Mary Hospital (the "Hospital") has provided affordable and convenient healthcare services to the residents of the City of Hoboken, in the County of Hudson, New Jersey (the "City"); and

WHEREAS, the City was advised by the Hospital that it intends to close and that it has submitted a Certificate of Need to the New Jersey Department of Health and Senior Services for permission to do so; and

WHEREAS, the City declared that a serious public emergency would exist affecting the health, safety and welfare of the people of the City resulting from the fact that the Hospital would close, unless the City took certain actions; and

WHEREAS, the Legislature of the State of New Jersey (the "State") has enacted the Municipal Hospital Authority Law N.J.S.A. 30:9-23.15 *et seq.* (the "Act"), which authorizes cities to acquire certain existing urban hospitals and to operate them; and

WHEREAS, the City has formed an authority known as the Hoboken Municipal Hospital Authority (the "Authority") pursuant to the provisions of the Act, to acquire the Hospital in order to ensure that the citizens of the City continue to have access to affordable healthcare, to maintain and improve the health and welfare of its citizens and to the extent deemed necessary by the City, for such facilities to obtain the financial support and other resources from the City that are needed to operate; and

WHEREAS, the formation of the Authority, the acquisition by such Authority of the Hospital and the operation thereof by such Authority has been declared to be a public use and purpose; and

WHEREAS, pursuant to the provisions of the Act, the Authority intends to issue bonds, notes or other obligations (collectively, the "Obligations") to finance, among other things, initial working capital for the Authority, the establishment an operating reserve fund, the acquisition of certain real and personal property and the construction of certain capital improvements, and the payment of costs of issuance of the Obligations (collectively, the "Project"); and

WHEREAS, pursuant to the provisions of the Act, specifically N.J.S.A. 30:9 -23.21(c), the City is authorized to unconditionally guarantee the punctual payment of the principal of and the interest on any obligations issued by the Authority by ordinance duly adopted by the City Council in the manner provided in the Local Bond Law of the State of New Jersey (the "Local Bond Law"); and

WHEREAS, the Authority has made a detailed report dealing with the Project (in the form of an application to the Local Finance Board), and has delivered a copy of such report to the City Council; and

WHEREAS, the Authority has adopted or will adopt one or more bond resolutions (collectively, the "Bond Resolution") providing for, among other things, the issuance of Obligations and the financing of the Project; and

WHEREAS, in order to provide inducement to the prospective purchasers of the Obligations to purchase same and in order to provide additional security to the holders thereof, in accordance with the terms of the Act and the Local Bond Law, the City desires to provide for the guaranty of the Obligations to be issued by the Authority and for the execution of one or more guaranty agreements relating thereto; now, therefore,

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Hoboken, in the County of Hudson, New Jersey, as follows:

Section 1. Pursuant to and in accordance with the terms of the Act, the City is hereby authorized to and hereby shall guaranty the timely payment of the principal of and interest on any Obligations which are issued from time to time by the Authority, in an aggregate principal amount not exceeding $52,000,000 outstanding at any time to be issued in respect of the Project, as described in the preamble hereof, on such terms and with such interest rates as shall be determined by the Authority in a manner which is consistent with the provisions of the Act. Upon endorsement of the Obligations referred to in Section 2 below, the City shall be unconditionally and irrevocably obligated to pay the principal of and interest on the Obligations in the same manner and to the same extent as bonds issued by the City and, accordingly, the City shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law. The full faith and credit of the City are hereby pledged for the full and punctual performance of said guaranty.

Section 2. The Mayor of the City shall, by manual or facsimile signature, execute on each of the Bonds, as appropriate, such guaranty by the City of the timely payment of the principal of and interest thereon. The guaranty shall be in substantially the following form:

"GUARANTY OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY

The payment of the principal of and interest on the within instrument is hereby fully and unconditionally guaranteed by the City of Hoboken, in the County of Hudson, New Jersey, and the City is unconditionally liable for the payment, when due, of the principal of and interest on this instrument.

IN WITNESS WHEREOF, the City of Hoboken, in the County of Hudson, New Jersey, has caused this Guaranty to be executed by the manual or facsimile signature of its Mayor.

CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY

_____

Mayor"

Section 3. It is hereby found, determined and declared by the City Council that:

(a) This ordinance may be adopted notwithstanding any statutory or other debt limitation, including particularly any limitation or requirement under or pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey, as amended, but the aggregate principal amount of the Obligations which shall be entitled to the benefits of the City's guaranty pursuant to the terms of this ordinance, being an amount not in excess of $52,000,000, shall be reflected in the debt statements of the City in the manner provided in N.J.S.A. 40:11A-22 (2), which is incorporated by reference in N.J.S.A. 30:9-23.21(c).

(b) The principal amount of the Obligations which shall be entitled to the benefits of the City's guaranty pursuant to the terms of this ordinance and included in the gross debt of the City shall be deducted from such gross debt under and for all purposes of the Local Bond Law (a) from and after the date of the adoption of this ordinance and until the end of the fifth fiscal year beginning next thereafter and (b) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fifth fiscal year or any subsequent fiscal year if the City shall not have been required to make any payment in such fiscal year on account of the principal of or interest on any of the Obligations guaranteed pursuant to this ordinance, or as otherwise provided by law.

Section 4. The following matters are hereby determined, declared, recited and stated:

(a) The maximum estimated cost of the Project to be financed and refinanced and the maximum principal amount of the Obligations of the Authority outstanding at any time which are hereby and hereunder guaranteed as to payment of principal and interest is $52,000,000.

(b) The purpose described in this ordinance is not a current expense of the City and no part of the cost thereof has been or shall be assessed on property specially benefitted thereby.

(c) A Supplemental Debt Statement of the City has been duly made and filed in the office of the City Clerk, and a complete duplicate thereof has been filed in the office of the Director of the Division of Local Government Services of the State of New Jersey, and such debt statement shows that while the gross debt of the City, as defined in the Local Bond Law, is increased by this ordinance by $52,000,000, in accordance with the provisions of Local Bond Law, the net debt of the City is not increased, and the obligations of the City which are authorized by or incurred pursuant to the terms of this ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in N.J.S.A. 40:11A-22 (2), which is incorporated by reference in N.J.S.A. 30:9-23.21(c).

Section 5. All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to this guaranty of the Obligations.

Section 6. The Mayor is hereby authorized to execute and deliver (i) one or more guaranty agreements setting forth such matters with respect to the guaranty as such officer deems appropriate and not inconsistent with this guaranty ordinance and (ii) one or more continuing disclosure agreements or other instruments undertaking the secondary disclosure obligations of the City required by Rule 15c2-12 of the U.S. Securities and Exchange Commission. The guaranty agreement(s) shall also contain such terms as approved by the Local Finance Board consistent with the applicable provisions of the Act, the Local Bond Law and the Local Authorities Fiscal Control Law.

Section 7. This ordinance shall take effect at the time and in the manner provided in the Act.

CITY CLERK	MAYOR

NOTICE OF PENDING ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing ordinance was duly introduced and passed upon first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey held on November 1, 2006. Further notice is hereby given that said ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said City Council to be held in City Hall, Newark and Washington Streets, Hoboken, New Jersey on November 13, 2006 at __7__ o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey in City to the members of the general public who shall request the same.

_____
City Clerk of the
City of Hoboken, in the County of Hudson,
New Jersey

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, New Jersey on November 13, 2006 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

_____
City Clerk of the
City of Hoboken, in the County of Hudson,
New Jersey

CLERK'S CERTIFICATE

I, James J. Farina, City Clerk of the City Council of the City of Hoboken, in the County of Hudson, New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _281___ of said City entitled as set forth below and finally adopted on November 13, 2006, has been compared by me with the original thereof officially recorded in the Ordinance Book of the City and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

> **ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY BY THE CITY OF HOBOKEN OF BONDS, NOTES OR OTHER OBLIGATIONS OF THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $52,000,000 AND AUTHORIZING VARIOUS AGREEMENTS AND RELATED MATTERS IN CONNECTION THEREWITH**

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey duly called and held on November 1, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said City Council, at a regular meeting thereof duly called and held on November 13, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. Said Ordinance was published after first reading, on November _1_, 2006 together with the Notice of Pending Ordinance, containing the date of introduction, time and place of further consideration of said Ordinance (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On November _1_, 2006, said Ordinance was posted on the bulletin board in City Hall together with notice of the availability of copies of said Ordinance at the Office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage, said Ordinance was duly published, together with the Notice of Adoption of Ordinance, on November ___, 2006 in the *Jersey Journal*, a newspaper published in the County of Hudson and circulating in the City (there being no newspaper published and circulating in the City), and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in the Ordinance has been presented to the governing body or to

me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey for public inspection from the date of introduction to the date of final adoption.

7. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said City, prepared as of November 1, 2006, and sworn to on November 1, 2006, by George DeStefano, who was then the Chief Financial Officer of said City, and filed in the office of said City Clerk of the City of Hoboken, in the County of Hudson, New Jersey on November 1, 2006, and that the same is a true and complete copy of said original Supplemental Debt Statement.

8. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the City Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on November __, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this __day of December, 2006.

(SEAL)

_____

City Clerk of the
City of Hoboken, in the County of Hudson, New Jersey

ATTACHMENTS

A) Ordinance

B) Extract of minutes of City Council meeting at which Ordinance was introduced

C) Extract of minutes of City Council meeting at which Ordinance was finally adopted

D) Affidavit of First Publication of Ordinance after introduction

E) Affidavit of Second Publication of Ordinance after final adoption

F) Supplemental Debt Statement

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION RATIFIES THE ACTION OF THE ADMINISTRATION IN THE PUBLIC AUCTION OF ABANDONED VEHICLES HELD ON 27 OCTOBER 2006.

WHEREAS, pursuant to the resolution of the Council of the City of Hoboken, a car auction was held 27 October 2006 in the Court Room in City Hall, and,

WHEREAS, three (3) bids were received for the bulk sale of nine (9) cars with a high bid of: $2,557.00.

WHEREAS, said bidder, West Side Auto Wreckers, 1900 Tonnelle Avenue, North Bergen, NJ 07047, tendered a check in full payment, for the bulk sale, in the amount of Two Thousand Five Hundred Fifty-Seven Dollars ($2,557.00). Said payment was deposited in the City Finance Department for disposition in the City bank account, therefore, be it

RESOLVED, that the City Council of Hoboken hereby ratifies and approves said transaction.

MEETING: 13 November 2006

APPROVED:

_____
Richard England, Business Admin.

APPROVED AS TO FORM:

_____
Joseph S. Sherman, Corp.Counsel

Introduced By:_____

SecondBy:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION AUTHORIZING THE TAX ASSESSOR TO CANCEL TAXES FOR THIRD & FOURTH QUARTERS 2006

WHEREAS, the Tax Assessor has determined that the following properties will no longer be assessed due to subdivision and or exempt status; and

WHEREAS, these properties were taxed for third and fourth quarters 2006 in error; and

WHEREAS, the Tax Collector is hereby authorized to cancel taxes 3rd and 4th quarters 2006 on the following properties

Block	Lot	Address	Date Taken	Amounts
103	1	1100-1116 Jefferson St.	11-04-05	$4,027.78
103	5	1109-1111 Jefferson St.	11-04-05	$ 836.92
103	27	1108-1110 Jefferson St.	11-04-05	$2,107.35
256	1	1601-1623 Willow Ave.	01-06	$22,224.47
256	6	1622-1636 Park Ave.	01-06	$5,950.13
114	14	409-15 14th Street	01-06	$2,710.06
114	13	409-15 14th Street	01-06	$1,042.47

Meeting: November 13, 2006

Approved as to Form:

_____
CORPORATION COUNSEL

_____
Louis P. Picardo

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY BY THE CITY OF HOBOKEN OF BONDS, NOTES OR OTHER OBLIGATIONS OF THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $52,000,000 AND AUTHORIZING VARIOUS AGREEMENTS AND RELATED MATTERS IN CONNECTION THEREWITH

WHEREAS, for over 143 years, St. Mary Hospital (the "Hospital") has provided affordable and convenient healthcare services to the residents of the City of Hoboken, in the County of Hudson, New Jersey (the "City"); and

WHEREAS, the City was advised by the Hospital that it intends to close and that it has submitted a Certificate of Need to the New Jersey Department of Health and Senior Services for permission to do so; and

WHEREAS, the City declared that a serious public emergency would exist affecting the health, safety and welfare of the people of the City resulting from the fact that the Hospital would close, unless the City took certain actions; and

WHEREAS, the Legislature of the State of New Jersey (the "State") has enacted the Municipal Hospital Authority Law N.J.S.A. 30:9-23.15 *et seq.* (the "Act"), which authorizes cities to acquire certain existing urban hospitals and to operate them; and

WHEREAS, the City has formed an authority known as the Hoboken Municipal Hospital Authority (the "Authority") pursuant to the provisions of the Act, to acquire the Hospital in order to ensure that the citizens of the City continue to have access to affordable healthcare, to maintain and improve the health and welfare of its citizens and to the extent deemed necessary by the City, for such facilities to obtain the financial support and other resources from the City that are needed to operate; and

WHEREAS, the formation of the Authority, the acquisition by such Authority of the Hospital and the operation thereof by such Authority has been declared to be a public use and purpose; and

WHEREAS, pursuant to the provisions of the Act, the Authority intends to issue bonds, notes or other obligations (collectively, the "Obligations") to finance, among other things, initial working capital for the Authority, the establishment an operating reserve fund, the acquisition of certain real and personal property and the construction of certain capital improvements, and the payment of costs of issuance of the Obligations (collectively, the "Project"); and

WHEREAS, pursuant to the provisions of the Act, specifically N.J.S.A. 30:9 -23.21(c), the City is authorized to unconditionally guarantee the punctual payment of the principal of and the interest on any obligations issued by the Authority by ordinance duly adopted by the City Council in the manner provided in the Local Bond Law of the State of New Jersey (the "Local Bond Law"); and

WHEREAS, the Authority has made a detailed report dealing with the Project (in the form of an application to the Local Finance Board), and has delivered a copy of such report to the City Council; and

WHEREAS, the Authority has adopted or will adopt one or more bond resolutions (collectively, the "Bond Resolution") providing for, among other things, the issuance of Obligations and the financing of the Project; and

WHEREAS, in order to provide inducement to the prospective purchasers of the Obligations to purchase same and in order to provide additional security to the holders thereof, in accordance with the terms of the Act and the Local Bond Law, the City desires to provide for the guaranty of the Obligations to be issued by the Authority and for the execution of one or more guaranty agreements relating thereto; now, therefore,

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Hoboken, in the County of Hudson, New Jersey, as follows:

Section 1. Pursuant to and in accordance with the terms of the Act, the City is hereby authorized to and hereby shall guaranty the timely payment of the principal of and interest on any Obligations which are issued from time to time by the Authority, in an aggregate principal amount not exceeding $52,000,000 outstanding at any time to be issued in respect of the Project, as described in the preamble hereof, on such terms and with such interest rates as shall be determined by the Authority in a manner which is consistent with the provisions of the Act. Upon endorsement of the Obligations referred to in Section 2 below, the City shall be unconditionally and irrevocably obligated to pay the principal of and interest on the Obligations in the same manner and to the same extent as bonds issued by the City and, accordingly, the City shall be unconditionally and irrevocably obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment thereof without limitation as to rate or amount when required under the provisions of applicable law. The full faith and credit of the City are hereby pledged for the full and punctual performance of said guaranty.

Section 2. The Mayor of the City shall, by manual or facsimile signature, execute on each of the Bonds, as appropriate, such guaranty by the City of the timely payment of the principal of and interest thereon. The guaranty shall be in substantially the following form:

"GUARANTY OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY

The payment of the principal of and interest on the within instrument is hereby fully and unconditionally guaranteed by the City of Hoboken, in the County of Hudson, New Jersey, and the City is unconditionally liable for the payment, when due, of the principal of and interest on this instrument.

IN WITNESS WHEREOF, the City of Hoboken, in the County of Hudson, New Jersey, has caused this Guaranty to be executed by the manual or facsimile signature of its Mayor.

CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY

_____

Mayor"

Section 3. It is hereby found, determined and declared by the City Council that:

(a) This ordinance may be adopted notwithstanding any statutory or other debt limitation, including particularly any limitation or requirement under or pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey, as amended, but the aggregate principal amount of the Obligations which shall be entitled to the benefits of the City's guaranty pursuant to the terms of this ordinance, being an amount not in excess of $52,000,000, shall be reflected in the debt statements of the City in the manner provided in N.J.S.A. 40:11A-22 (2), which is incorporated by reference in N.J.S.A. 30:9-23.21(c).

(b) The principal amount of the Obligations which shall be entitled to the benefits of the City's guaranty pursuant to the terms of this ordinance and included in the gross debt of the City shall be deducted from such gross debt under and for all purposes of the Local Bond Law (a) from and after the date of the adoption of this ordinance and until the end of the fifth fiscal year beginning next thereafter and (b) in any annual debt statement filed pursuant to the Local Bond Law as of the end of said fifth fiscal year or any subsequent fiscal year if the City shall not have been required to make any payment in such fiscal year on account of the principal of or interest on any of the Obligations guaranteed pursuant to this ordinance, or as otherwise provided by law.

Section 4. The following matters are hereby determined, declared, recited and stated:

(a) The maximum estimated cost of the Project to be financed and refinanced and the maximum principal amount of the Obligations of the Authority outstanding at any time which are hereby and hereunder guaranteed as to payment of principal and interest is $52,000,000.

(b) The purpose described in this ordinance is not a current expense of the City and no part of the cost thereof has been or shall be assessed on property specially benefitted thereby.

(c) A Supplemental Debt Statement of the City has been duly made and filed in the office of the City Clerk, and a complete duplicate thereof has been filed in the office of the Director of the Division of Local Government Services of the State of New Jersey, and such debt statement shows that while the gross debt of the City, as defined in the Local Bond Law, is increased by this ordinance by $52,000,000, in accordance with the provisions of Local Bond Law, the net debt of the City is not increased, and the obligations of the City which are authorized by or incurred pursuant to the terms of this ordinance is permitted by an exception to the debt limitations of the Local Bond Law which exception is contained in N.J.S.A. 40:11A-22 (2), which is incorporated by reference in N.J.S.A. 30:9-23.21(c).

Section 5. All other items to be contained in a bond ordinance adopted pursuant to the Local Bond Law are hereby determined to be inapplicable to this guaranty of the Obligations.

Section 6. The Mayor is hereby authorized to execute and deliver (i) one or more guaranty agreements setting forth such matters with respect to the guaranty as such officer deems appropriate and not inconsistent with this guaranty ordinance and (ii) one or more continuing disclosure agreements or other instruments undertaking the secondary disclosure obligations of the City required by Rule 15c2-12 of the U.S. Securities and Exchange Commission. The guaranty agreement(s) shall also contain such terms as approved by the Local Finance Board consistent with the applicable provisions of the Act, the Local Bond Law and the Local Authorities Fiscal Control Law.

Section 7. This ordinance shall take effect at the time and in the manner provided in the Act.

CITY CLERK	MAYOR

NOTICE OF PENDING ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing ordinance was duly introduced and passed upon first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey held on November 13, 2006. Further notice is hereby given that said ordinance will be considered for final passage and adoption, after public hearing thereon, at a regular meeting of said City Council to be held in City Hall, Newark and Washington Streets, Hoboken, New Jersey on December 6, 2006 at __7__ o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey in City to the members of the general public who shall request the same.

_____

City Clerk of the
City of Hoboken, in the County of Hudson,
New Jersey

NOTICE OF ADOPTION OF ORDINANCE

PUBLIC NOTICE IS HEREBY GIVEN that the ordinance published herewith has been finally adopted by the City Council of the City of Hoboken, in the County of Hudson, New Jersey on December 6, 2006 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this notice.

_____
City Clerk of the
City of Hoboken, in the County of Hudson,
New Jersey

CLERK'S CERTIFICATE

I, James J. Farina, City Clerk of the City Council of the City of Hoboken, in the County of Hudson, New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _281___ of said City entitled as set forth below and finally adopted on December 6, 2006, has been compared by me with the original thereof officially recorded in the Ordinance Book of the City and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

> **ORDINANCE OF THE CITY OF HOBOKEN, IN THE COUNTY OF HUDSON, NEW JERSEY AUTHORIZING THE GUARANTY BY THE CITY OF HOBOKEN OF BONDS, NOTES OR OTHER OBLIGATIONS OF THE HOBOKEN MUNICIPAL HOSPITAL AUTHORITY, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $52,000,000 AND AUTHORIZING VARIOUS AGREEMENTS AND RELATED MATTERS IN CONNECTION THEREWITH**

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the City Council of the City of Hoboken, in the County of Hudson, New Jersey duly called and held on November 13, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said City Council, at a regular meeting thereof duly called and held on December 6, 2006 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. Said Ordinance was published after first reading, on November _13_, 2006 together with the Notice of Pending Ordinance, containing the date of introduction, time and place of further consideration of said Ordinance (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On November _13_, 2006, said Ordinance was posted on the bulletin board in City Hall together with notice of the availability of copies of said Ordinance at the Office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage, said Ordinance was duly published, together with the Notice of Adoption of Ordinance, on November ___, 2006 in the *Jersey Journal*, a newspaper published in the County of Hudson and circulating in the City (there being no newspaper published and circulating in the City), and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in the Ordinance has been presented to the governing body or to

me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the City Clerk of the City of Hoboken, in the County of Hudson, New Jersey for public inspection from the date of introduction to the date of final adoption.

7. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said City, prepared as of November 1, 2006, and sworn to on November 13, 2006, by George DeStefano, who was then the Chief Financial Officer of said City, and filed in the office of said City Clerk of the City of Hoboken, in the County of Hudson, New Jersey on November 13, 2006, and that the same is a true and complete copy of said original Supplemental Debt Statement.

8. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the City Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on November __, 2006.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this __day of December, 2006.

(SEAL)

_____

City Clerk of the
City of Hoboken, in the County of Hudson, New Jersey

ATTACHMENTS

A) Ordinance

B) Extract of minutes of City Council meeting at which Ordinance was introduced

C) Extract of minutes of City Council meeting at which Ordinance was finally adopted

D) Affidavit of First Publication of Ordinance after introduction

E) Affidavit of Second Publication of Ordinance after final adoption

F) Supplemental Debt Statement

`

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$20,701.47** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Maripaz Sta.Ana 2 Mac Farlane Circle Monroe Township, N. J. 08831	183/12/C001L	805 Park Avenue	$780.00
Rich Whalen 724 Bloomfield St. Hoboken, N. J. 07030	194/34(lien)	724 Bloomfield St.	$318.61

NAME	BL\UNIT	PROPERTY	AMOUNT
Dan Kessler 89 Grand Street #D Hoboken, N. J. 07030	20/10/C000D	89 Grand St.	$2,492.89
Raymond Terwilliger 511 Willow Avenue Apt. 2 Hoboken, N. J. 07030	167/3/C0002	511 Willow Ave.	$ 836.44
Mortgage Service Center P. O. Box 23750 Rochester, N. Y. 14692-9928 Attn: Maria Lorenzo	77/6/C03-D	609-613 Jefferson St.	$ 995.30
Ed Zolcinski 7 Bayberry Drive Kinnelon, N. J. 07405	20/2.3/ C002B	79 Grand St.	$1,958.76
Kristin Roman 1500 Washington St. Apt.#6W Hoboken, N. J. 07030	268.1/2/C006W	1500 Washington St.	$2,185.74
Leonard & Jessica Shin 1500 Hudson St. #7-O Hoboken, N. J. 07030	1500 Hudson St.	268.1/3/C007O	$2,120.50
Vincent Parker 221 Willow Ave. #6 Hoboken, N. J. 07030	221 Willow Ave.	165/11/C003R	$2,152.88
Haque & Espedido 4926 S. Cornell Ave. Unit E Chicago, Illinois 60615	78-88 Adams St.	18/30/C004H	$3,631.01

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Haque & Espedido 84 Adams St. #4H Hoboken, N. J. 07030	18/30/C0P22	78-88 Adams St.	$264.15
Countrywide Tax Service P. O. Box 10211 SV3-24 Van Nuys, CA. 91410-0211 Attn: Grace Gomez	171/10/C0003	921 Willow Ave.	$933.61
Lanie & George Mastrodimos $2,031.58 415 Newark St. #8E Hoboken, N. J. 07030	2/5/C008E	415 Newark St.q	

Meeting: November 13, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XI

Speed Limits and Crosswalks

190-20 Speed Limits Established

Section 1 : In accordance with this provision N.J.S.A. 39:4-8(a) school speed limits are hereby established upon the described streets or parts thereof:

Name of Street	Limits	Speed Limits
Madison Street	First to Third Streets	15 MPH when passing through the Connors School Zone while Flashing School Speed Limit signs are operating during recess, when the presence of children is clearly visible from the roadway or while children are going to or leaving school, during opening or closing hours.
Monroe Street	Fourth to First Streets	15 MPH when passing through the Connors School Zone while Flashing School Speed Limit signs are operating during recess, when the presence of children is clearly visible from the roadway or while children are going to or leaving school, during opening or closing hours.
Second Street	Jefferson to Jackson Streets	15 MPH when passing through the Connors School Zone while Flashing School Speed Limits signs are operating during recess, when the presence of children is clearly visible from the roadway or while children are going to or leaving school, during opening closing hours.
Garden Street	Tenth to Eight Streets	15 MPH when passing through the Brant School Zone while Flashing School Speed Limit signs are operating during recess, when the presence of children is clearly visible from the roadway or while children are going or leaving school, during opening or closing hours.
Ninth Street	Willow to Bloomfield Streets	15 MPH when passing through the Brant School

		Zone while Flashing School Speed Limit signs are operating during recess, when the presence of children are clearly visible from the roadway or while children are going or leaving school, during opening or closing hours.
Park Avenue	Eight to Tenth Streets	15 MPH when passing through the Brant School Zone while Flashing School Speed Limit signs are operating during recess, when the presence of children are clearly visible from the roadway or while children are going to or leaving school, during opening or closing hours.

Section 2: PENALTY, ever person convicted of a violation of any provision of this ordinance or any supplement thereto shall be subject to penalty or imprisonment as expressly provided for by New Jersey Statute.

Section 3: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. Proper signs shall be erected in accordance with the current "Manual on Traffic Control Devices." This ordinance shall take effect as provided by law.

_____
Mayor

_____
City Clerk

Meeting Date: November 13, 2006

_____
Approved as to legal from
Corporation Counsel

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

THIS RESOLUTION APPROVES THE RECOGNITION OF VARIOUS SUPERVISORY TITLES WITH THE HOBOKEN MUNICIPAL SUPERVISORS ASSOCIATION.

WHEREAS, there exists a Collective Bargaining Agreement (a contract) between the City of Hoboken and the Hoboken Municipal Supervisor Association; and

WHEREAS, there are various supervisory titles held within the City that are not formerly recognized in the language of the current labor contract; and

WHEREAS, the below listed titles are desirous of being recognized as part to this collective bargaining unit; and

WHEREAS, the titles to be added to Article I, Recognition Clause are:

Program Monitor
Purchasing Agent
Assistant Zoning Officer
Management Information Systems Specialist
Chief Financial Officer
Tax Collector

NOW, THEREFORE, BE IT RESOLVED that:

1. **The above recitals are incorporated herein as though fully set forth at length.**
2. **The City Council hereby authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purposes of this resolution.**
3. **This resolution shall be effective immediately.**

MEETING: 13 November 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Admin. **Joseph S. Sherman, Corp.Counsel**

ADDENDUM "A"

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
City Clerk S & W	7-01-20-120-010	$ 2,000.00
Housing Inspec. S & W	7-01-21-187-010	$ 2,000.00
Construction S & W	7-01-22-195-010	$ 17,000.00
Office Supplies O.E.	7-01-23-218-020	$ 1,500.00
Police Dept. S & W	7-01-25-241-010	$ 70,000.00
Police Dept. O.E.	7-01-25-241-021	$ 40,000.00
Fire Dept. S & W	7-01-25-266-010	$ 30,000.00
Director, Env.Svcs. S&W	7-01-26-290-010	$ 3,000.00
Central Garage S&W	7-01-26-301-010	$ 3,000.00
Solid Waste S & W	7-01-26-305-010	$ 5,000.00
Solid Waste O.E.	7-01-26-305-021	$ 200,000.00
Board of Health S&W	7-01-27-332-010	$ 3,000.00
Senior Citizens S&W	7-01-27-336-010	$ 3,000.00
Transportation S&W	7-01-27-348-010	$ 3,000.00
Parks S & W	7-01-28-375-010	$ 10,000.00
Public Prop. S & W	7-01-28-377-010	$ 3,000.00
	TOTALS	$ 395,500.00

ACCOUNT (Outside the Cap)	ACCOUNT #	AMOUNT
Unemployment Ins. O.E.	7-01-23-225-020	$ 10,000.00
	TOTALS	$ 10,000.00

ACCOUNT (Utility)	ACCOUNT #	AMOUNT
Parking Utility S&W	7-31-55-502-100	$ 10,000.00
	TOTALS	$ 10,000.00

MEETING: 13 November 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

CHIEF FINANCIAL OFFICER'S CERTIFICATION

OF AVAILABILITY OF FUNDS
FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that $69,040.16 is available in the following appropriation:

Capital - Acquisition of Equipment (C-04-55-800-823). These funds, the amount within the introduced SFY 2007 budget, are sufficient to meet the contractual commitment providing for:

The purchase of four (4) police motorcycles

and awarded to the following vendor:

Harley-Davidson of Long Branch
671 Broadway
Long Branch, NJ 07740

I further certify that this commitment together with all previously made commitments does not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

INTRODUCED BY:_____
SECONDED BY:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF FOUR (4) MOTORCYCLES FOR THE HOBOKEN POLICE DEPARTMENT BASED ON THE LOWEST BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposal was received for Motor Cycles (4) for the City of Hoboken in accordance with Bid 07-13.

Vendor	Amount of Bid	Per Bike
Essex County Harley-Davidson 168 Bloomfield Avenue Bloomfield, NJ 07013	$ 70,693.20	$ 17,673.30
Harley-Davidson of Long Branch 671 Broadway Long Branch, NJ 07740	$ 69,040.16	$ 17,260.04

and:

WHEREAS, the Business Administrator recommends the acceptance of the bid of Harley-Davidson of Long Branch for acquisition of four (4) police motorcycles for the City of Hoboken;

RESOLVED, that the proposal of Harley-Davidson of Long Branch for four (4) motorcycles: is hereby accepted, and be it further

RESOLVED, that a purchase order be executed, funds to provided by the Acquisition of Equipment line item in the Capital budget; and be it further

RESOLVED, that upon execution of the aforementioned purchase order the bid bond deposited by the above bidder be returned to them.

MEETING OF: 13 November 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Admin. **Joseph Sherman, Corporation Counsel**

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Within Cap)		
Business Administrator OE	7-01-20-112-021	$ 20,000.00
City Clerk O.E.	7-01-20-120-021	$ 2,000.00
Elections O.E.	7-01-20-122-021	$ 20,000.00
Codification O.E.	7-01-20-123-020	$ 500.00
Finance Supervisor O.E.	7-01-20-130-021	$ 25,000.00
Claims Vs. City O.E.	7-01-23-219-020	$ 75,000.00
Emerg. Mgmt. O.E.	7-01-25-252-021	$ 1,500.00
Central Garage O.E.	7-01-26-301-021	$ 50,000.00
Div. of Parks O.E.	7-01-28-375-021	$ 50,000.00
Public Property O.E.	7-01-28-377-021	$ 40,000.00

Telecommunications O.E.		**7-01-31-450-000**
		$ 2,000.00
Engineering O.E.		**7-01-31-461-000**
		$ 17,490.00
	TOTALS	**$ 303,490.00**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Outside the Cap)		
Unemployment Ins. O.E.	**7-01-23-225-020**	**$ 20,000.00**
Social Security O.E.	**7-01-36-472-000**	**$ 400,000.00**
	TOTALS	**$ 420,000.00**

ACCOUNT	**ACCOUNT #**	**AMOUNT**
(Utility)		
Parking Utility O.E.	**7-31-55-502-200**	**$ 200,000.00**
	TOTALS	**$ 200,000.00**

MEETING: 13 November 2006

APPROVED:

APPROVED AS TO FORM:

_____

Richard England, Business Administrator

_____

Joseph S. Sherman, Corp. Counsel

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

190-6.4 Restricted Parking for Zip Car Vehicles;

Section 1: The location described is hereby repealed as restricted parking. No person shall park a vehicle in said location except for Zip Car Vehicles.

STREET	SIDE	LOCATION	RESTRICTION
First Street	South	Beginning at a point of 40 feet west of the Westerly curbline of Washington Street and extending 22 feet westerly therefrom.	Zip Car Vehicles at all times

Section 2: All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

Section 3: This ordinance shall be a part of the Hoboken code as though codified and fully set forth therein. The city clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code.

Section 4: This ordinance shall take effect as provided by law.

_____
Mayor

_____
City Clerk

_____
Approved as to legal from
Corporation Counsel

Meeting Date: November 13, 2006

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XXV

Signage Designating Driveway And Loading Zone

190-41.1 Parking in Front of Driveway

Section 1: Pursuant to N.J.S.A. 39:4-138.4 The Director of Parking Utility may issue to owners of private driveways and to members of the same household permits authorizing the parking of private passenger vehicles in front of the owner's driveway. The Director may require an owner to file a complete application for such a permit on a form provided by the director. An owner of a private driveway shall be eligible to apply for up to three permits for his or her own motor vehicles or for use by other parties authorized by the owner to park in front of the private driveway. Each member of the owner's household who owns a motor vehicle shall also be eligible to apply for a permit issued under this section. There shall be a fee of $15.00 with an annual renewable for each vehicle authorized to park in front of a private driveway. The director may require an applicant to provide evidence that the driveway was legally established in accordance with the office of construction code.

Section 2: The permit shall identify the location of the driveway and the vehicle authorized to park in front of the driveway. The permit shall be 5 ½ inches by 8 ½ inches in size. Shall bear an appropriate certification of authenticity and shall be displayed prominently within the vehicle when parked so as to be seen from the middle of the street.

Section 3: Provided that such parking is not otherwise prohibited and does not interfere with a normal flow of traffic. It is an affirmative defense to prosecution for violation of N.J.S.A. 39:4-138(d) if:

1. 1. The parked vehicle and driveway where the vehicle is parked are owned by the same person; or
2. 2. The parked vehicle is owned by a member of the same household as the owner of the private driveway; or
3. 3. The owner of the private driveway authorized the parking of the parked vehicle in front of the private driveway.
4. 4. This defense may be presented by form of affidavit as provided for in the New Jersey Court Rule 7:6-6(a).
5. 5. No owner may permit any vehicle to park in front of the owner's driveway other than a vehicle registered in the name of the owner or member of the owner's household residing with the owner.
6. 6. No owner may charge a fee for permitting anyone to park a vehicle in front of the owner's driveway.
7. 7. The parked vehicle must be parked parallel to the curb in front of the driveway. No vehicle shall be parked in such a way as to block access to the sidewalk.

Section 4: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. This ordinance shall take effect as provided by law.

_____
Mayor

_____
City Clerk

Meeting Date: November 1, 2006

_____
Approved as to legal from
Corporation Counsel

Sponsored by:_____

Seconded by:_____

CITY OF HOBOKEN
ORDINANCE NO. _____

REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOBOKEN ADOPTING THE REDEVELOPMENT PLAN FOR THE NORTHWEST INDUSTRIAL AREA
(Ordinance No. R-318; amended 2-2-2000 by Ord. No. R416; 9-6-2000 by Ord. No. R-452; 6-6-2001 By Ord. No. R-485; 3-2-2005 by Ord. No. DR-183, 10-4-06 by Ord. No. DR-275)

LAND USE AND BUILDING BULK REGULATIONS, APPLICATION AND INTERPRETATION

Zone 1

The following blocks will be permitted to have residential buildings: Blocks B.88; B.89; B.95; B.99; B.100; B.103: Lots 1-6 & 27-32; B.104; B.109; B.110; B.114: Lots 1-13, 20-33, and parts of Lots 14-17 consisting of the southerly one-third (25 ft) of these lots; B.115: Lots 1-14 & 19-32; B.150; B.151; B.156 (amended 10-4-06 by Ord. No. DR-275).

Where a redeveloper chooses to combine residential use with permitted non-residential principal uses such as community facility or office or commercial recreation in a single building, all residential use – except for lobby access – must be located on floors above the other uses and have separate secure entrances. In such a case (with the exception of Block 95, Lots 6-21- see special regulations below) the floor area of each use must be prorated relative to the site. Such prorating shall also apply to instances where pre-existing non-residential buildings remain whether for continued non-residential use or renovated for residential use. Residential floor area may abut parking areas which are physically separated but technically on the same level. Maximum building height shall be the maximum permitted for residential use and all residential floors shall have rear yards as required for residential buildings (with the exception of Block 95, Lots 6-21- see special regulations below).

Where such a mixed-use building directly abuts an off-site residential development, the design shall be evaluated by the Planning Board as to potential negative impact on the access to light and air of the adjoining building's residential floors.

Where the re-developer of Block 95, Lots 6 through 21 proposes to create a mixed-use building which includes a music recording studio with special requirements for sound insulation, the following special conditions shall apply: in addition to the base 3.0 FAR permitted for residential use on the site, the re-developer may also create up to 1.55 FAR of space for such music

recording studio and its ancillary space (including transient overnight accommodations as approved previously by the Zoning Board of Adjustment) provided that for very 2.0 sq.ft. of commercial space built, a minimum of 1.0 sq.ft. of programmable public space is also built on-site. It is further provided that so long as at least 12,000 sq.ft. of public space is built, for each 1.0 sq.ft. of public space created, the builder may also create 1.0 sq.ft. of additional residential floor area beyond the base 3.0 FAR. In no event, shall the total number of dwelling units created for the entire site exceed the maximum permitted at the base 3.0 FAR. Special bulk & parking regulations and urban design guidelines for this site can be found following the standard zone regulations immediately below.

Residential buildings shall be designed as follows (with the exception of Block 95, Lots 6-21- see special regulations below):

Building Height: no change

Floor Area Ratio : no change

Density: no change

Lot coverage: no change

Parking: no change

For Block 95, Lots 6 through 21: Where the re-developer proposes to create a mixed-use building which includes a music recording studio and its ancillary space (including transient overnight accommodations as approved previously for this site by the Zoning Board of Adjustment) with special requirements for sound insulation, the following special conditions shall apply (note: hereinafter, such development will be referred to as "studio"):

<u>Building Height</u>

one building mass may contain up to six residential floors (maximum: 60 ft.) which may be increased by a seventh partial floor (up to a maximum: 70 ft. in height) if bonus floor area is granted, supported over a base building which contains no more than one level of parking and one or two levels of studio space (maximum total height: 30 ft.) separated by an open volume of space not to exceed 13 ft. in height. Maximum height of the entire mixed-use structure may not exceed 112 ft. to the top of the roof slab.

Floor Area Ratio

3.0 for residential floor area; additional floor area pursuant to the bonus described below:

Bonus FA:

in addition to the base 3.0 FAR permitted for residential use on the site, the re-developer may also create up to 1.55 FAR of space for the studio provided that for every 2.0 sq.ft. of studio space built, a minimum of 1.0 sq.ft. of programmable public space shall be built on-site. It is further provided that so long as at least 12,000 sq.ft. of public space is built, for each 1.0 sq.ft. of public space created, the builder may also create 1.0 sq.ft. of additional residential floor area beyond the base 3.0 FAR

Density:

max. dwelling units permitted on the site shall be calculated by dividing permitted base FA by 1000 (to be calculated at 3.0 FAR). In no event, even if bonus floor area is granted, shall the total number of dwelling units created exceed the maximum permitted at the base 3.0 FAR.

Lot coverage:

60% for the residential portion of the building

100% for the base building containing the parking and the music recording studio up to 30 ft. above grade as required.

Parking:

five spaces for the music studio (pursuant to the previous variance granted); 0.5 spaces for each dwelling unit; no spaces required for public recreation space or any publicly accessible activity areas provided in the building base

Urban Design Guidelines:

the following regulations apply specifically to Block 95, Lots 6 through 21; where a conflict appears between these and the Urban Design Guidelines for the Plan as a whole, the following regulations shall control:

General Building Bulk & Yard Requirements

- Minimum front yard setback from north-south street: 0ft.
- Minimum side street setback from east-west street: 0ft.

Building Base Design:

- Door/Window/Stoop frequency: every 80ft. on Madison St.; every 50ft. on Tenth Street
- Windows: see activity areas

Parking & Parking Design:

- window openings: may be satisfied per streetscape requirements (see below)
- garage roof may be developed for public recreation use (see below)

Streetscape Requirements:

- Street trees: single row of trees every 25ft. on all streets
- Activity areas: activity area requirement may be satisfied by provision of interactive glass wall extending not less than 50% of the length of each street facade at sidewalk level

Public Recreation Space:

- Design, availability and programming to be approved by the City's Department of Cultural Affairs in conjunction with the Department of Community Development with permanent public easements per Corporation Counsel
- Whereas the proposed public space occupies the 30% of the site normally attributed to required private open space, the roof above the topmost residential floor shall be developed as a "green" roof which shall allow access to tenants

Mayor

_____

City Clerk

_____

Approved as to legal form

_____
Corporation Counsel

Meeting: November 13, 2006

Introduced by:_____
Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING PAYMENT(S) IN AN AMOUNT NOT TO EXCEED $15,000.00 FOR APPRAISAL(S) OF PROPERTIES LOCATED AT 308 WILLOW AVENUE, 309 WILLOW AVENUE AND 122 CLINTON STREET

WHEREAS, the City is desirous of ascertaining the current value of 308 – 309 Willow Avenue and 122 Clinton Street, Hoboken, New Jersey; and

WHEREAS, in order for the City to assist the Hoboken Municipal Authority's acquisition of the two above referenced properties as part of the Hoboken Municipal Hospital Authority's acquisition of St. Mary's Hospital and specifically approves the appropriation of $15,000.00 for the appraisals of the above referenced properties to be charged against account #20-158-020, Expert Witness Appraisal Operating and Expenses.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City Council hereby authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purposes of this resolution.
3. This resolution shall be effective immediately.

MEETING: 13 November 2006

APPROVED:

_____
Richard England, Business Admin.

APPROVED AS TO FORM:

_____
Joseph Pojanowski,
Assistant Corporation Counsel

INTRODUCED BY:_____
SECONDED BY:_____
CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AWARDING A CONTRACT FOR THE RESTORATION OF THE GAZEBO AT CHURCH SQUARE PARK BASED ON THE LOWEST RESPONSIBLE BIDDER.

WHEREAS, pursuant to the resolution of the City Council and after public advertising thereof, the following proposals were received for the Restoration of the Gazebo at Church Square Park Project for the City of Hoboken in accordance with the specifications set forth in City of Hoboken Bid 07-12.

Vendor	**Base Bid**
Abbott Contracting **539 Anderson Avenue** **Cliffside Park, NJ 07010**	**$ 109,000**
Bokey, Inc. **553 Pleasantview Road** **Hillsborough, NJ 08844**	**$ 169,000**
T & M Contracting **107 Willow Avenue** **Hoboken, NJ 07030**	**$ 119,400**

And, WHEREAS, the City of Hoboken's Architects for this project recommend the Bid be awarded to the following,

NOW, THEREFORE, BE IT RESOLVED, by the Hoboken City Council that:

1. The above recitals are incorporated herein as thought fully set forth at length.
2. The council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. The Mayor, or his designee is hereby authorized to execute an agreement, contingent on all mandated requirements being met, for the above references goods and/or services based upon the following information:

   Abbott Contracting
   539 Anderson Avenue
   Cliffside Park, NJ 07010

Meeting: 6 December 2006

Approved: Approved to Form:

_____ _____
Joseph Peluso, Director, Envir. Svcs. Joseph S. Sherman, Corp.Counsel

CHIEF FINANCIAL OFFICER'S CERTIFICATION OF AVAILABILITY OF FUNDS FOR CONTRACT AWARDS

I, George DeStefano, Chief Financial Officer of the City of Hoboken, hereby certify that the amount of $109,000.00 necessary to meet this contract amount for SFY 2007 is available in the following appropriation, Special/Church Square Park Gazebo (7-64-00-000-002). These funds will be sufficient to meet the contractual commitment providing for:

Restoration of Gazebo at Church Square Park

and awarded to the following vendor:

Abbott Contracting
539 Anderson Avenue
Cliffside Park, NJ 07010

I further certify that this commitment together with all previously made commitments will not exceed the appropriation balance available for this purpose.

_____
Chief Financial Officer

Date:_____

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT (Within Cap)	ACCOUNT #	AMOUNT
Personnel S & W	7-01-20-105-010	$ 16,000.00
Mayor's S & W	7-01-20-110-010	$ 10,000.00
City Council S & W	7-01-20-111-010	$ 16,000.00
City Council O.E.	7-01-20-111-021	$ 1,000.00
Business Admin. S & W	7-01-20-112-010	$ 25,000.00
A.B.C. Board S & W	7-01-20-113-010	$ 700.00
Purchasing S & W	7-01-20-114-010	$ 6,000.00
Grants Mgmt. S & W	7-01-20-116-010	$ 15,000.00
City Clerk S & W	7-01-20-120-010	$ 30,000.00
Legal Ads O.E.	7-01-20-121-020	$ 4,000.00
Elections S & W	7-01-20-122-010	$ 3,000.00
Finance Super S & W	7-01-20-130-010	$ 88,000.00
Finance Super O.E.	7-01-20-130-021	$ 25,000.00
Accts & Control S & W	7-01-20-131-010	$ 1,000.00
Payroll S & W	7-01-20-132-010	$ 9,000.00
Tax Collector S & W	7-01-20-145-010	$ 22,000.00
Information Tech S &W	7-01-20-147-010	$ 6,000.00
Tax Assessor S & W	7-01-20-150-010	$ 24,000.00
Corp. Counsel S & W	7-01-20-155-010	$ 33,000.00
Corp. Counsel O.E.	7-01-20-155-021	$ 7,500.00
Expert Witness O.E.	7-01-20-158-020	$ 17,000.00
Community Devel. SW	7-01-20-160-010	$ 11,000.00
Planning Bd. S & W	7-01-21-180-010	$ 7,000.00
Zoning Officer S & W	7-01-21-186-010	$ 2,000.00
Zoning Officer O.E.	7-01-21-186-021	$ 200.00
Housing Inspect. S&W	7-01-21-187-010	$ 11,000.00
Construction S & W	7-01-22-195-010	$ 30,000.00
Police Department S&W	7-01-25-241-010	$1,050,000.00
Police Department O.E.	7-01-25-241-021	$ 13,000.00
Emerg. Mgmt. S & W	7-01-25-252-010	$ 10,000.00
Fire Department S & W	7-01-25-266-010	$1,020,000.00
Environ. Svcs. Dir. S&W	7-01-26-290-010	$ 40,000.00
Central Garage S & W	7-01-26-301-010	$ 11,000.00
Solid Waste S & W	7-01-26-305-010	$ 140,000.00
Solid Waste O.E.	7-01-26-305-021	$ 250,000.00
Human Svcs. Dir S&W	7-01-27-330-010	$ 12,000.00
Constituent Services S&W	7-01-27-333-010	$ 9,000.00
Board of Health S & W	7-01-27-332-010	$ 30,000.00

Senior Citizens S & W	**7-01-27-336-010**	**$ 30,000.00**
Rent Control S & W	**7-01-27-347-010**	**$ 15,000.00**
Transportation S & W	**7-01-27-348-010**	**$ 14,000.00**
Transportation O.E.	**7-01-27-348-021**	**$ 2,000.00**
Recreation S & W	**7-01-28-370-010**	**$ 46,000.00**
Parks S & W	**7-01-28-375-010**	**$ 55,000.00**
Public Property S & W	**7-01-28-377-010**	**$ 50,000.00**
Electricity O.E.	**7-01-31-430-000**	**$ 55,000.00**
Street Lights O.E.	**7-01-31-435-000**	**$ 50,000.00**
Municipal Court S&W	**7-01-43-490-010**	**$ 50,000.00**
Public Defender S & W	**7-01-43-495-010**	**$ 4,000.00**
	TOTALS	**$3,126,400.00**

ACCOUNT (Outside the Cap)	**ACCOUNT #**	**AMOUNT**
Worker's Comp. O.E.	**7-01-30-400-020**	**$ 50,000.00**
Group Health Ins. O.E.	**7-01-30-400-030**	**$2,000,000.00**
Public Library S & W	**7-01-29-390-010**	**$ 55,000.00**
	TOTALS	**$2,105,000.00**

ACCOUNT (Utility)	**ACCOUNT #**	**AMOUNT**
Parking Utility S & W	**7-31-55-502-100**	**$ 115,000.00**
	TOTALS	**$ 115,000.00**

MEETING: 6 December 2006

APPROVED: **APPROVED AS TO FORM:**

_____ _____

Richard England, Business Administrator **Joseph S. Sherman, Corp. Counsel**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CITY COUNCIL MEETINGS TO BE AIRED ON LOCAL CABLE NETWORK

WHEREAS, we are living in the age of Technology; and

WHEREAS, many surrounding residents have the opportunity to view their City Council meetings from the privacy of their home.

NOW THEREFORE BE IT RESOLVED that this City Council requests that the City Administration begin immediately the process of having our City Council meeting aired on the local Cable network.

BE IT FURTHER RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution is effective immediately.

Meeting: 6 December 2006

APPROVED AS TO FORM:

_____	_____
Richard England	**Joseph Sherman**
Business Administrator	**Corporation Counsel**

Sponsored by: _____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO._____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 192 OF THE CODE OF THE CITY OF HOBOKEN ENTITLED (PARKING FOR HANDICAPPED;)
(Approval; 909 Clinton Street, 1118 Park Avenue, 406 Monroe Street, 1220 Hudson Street)

THE MAYOR AND COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

Handicap Spaces

A Section 192-4 is amended to add the following;

Janet Ramos 909 Clinton Street: (for daughter Tiffany) east side of Clinton Street, beginning at a point of 215 feet from the northerly curbline of Ninth Street and extending 22 feet northerly therefrom.

James Brennan 1118 Park Avenue: west side of Park Avenue, beginning at a point of 280 feet from the northerly curbline of Eleventh Street and extending 22 feet northerly therefrom.

Vincent Citro 406 Monroe Street: west side of Monroe Street, beginning at a point 75feet from the northerly curbline of Fourth Street and extending 22 feet northerly therefrom.

Carmen Monroy 1220 Hudson Street: west side of Hudson Street, beginning at a point of 51 feet from the southerly curbline of Thirteenth Street and extending 22 feet southerly therefrom.

B All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be a part of the Hoboken Code as Though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken Code. This ordinance shall take effect as provided by law.

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date December 6, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN
RESOLUTION NO._____

RESOLUTION FOR HANDICAP PARKING ZONE

WHEREAS, the committee denied approval;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that warrants be drawn on the City Treasurer to the order of the following sum opposite the name as reimbursement for handicap parking fees:

NAME / ADDRESS		**AMOUNT**
Adelia Montanez	1202 Hudson Street	$125.00
Miriam Caraballo	304 Park Avenue	$125.00

_____
City Clerk

_____
Approved as to Legal Form
Corporation Counsel

_____
MAYOR

Meeting Date: December 6, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE CITY OF HOBOKEN TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE HOBOKEN MUNICIPAL EMPLOYEES ASSOCIATION

WHEREAS, the City of Hoboken by and through the Mayor and Business Administrator have engaged in negotiations on behalf of the City with the Municipal Employees Association, regarding the Memorandum of Understanding and Agreement, ; and

WHEREAS, the terms resulting from said negotiations have been memorialized in the attached correspondence and Memorandum of Agreement between the parties which is attached hereto and incorporated by reference; and

WHEREAS, the City of Hoboken, by the Mayor and Business Administrator recommend that the terms memorialized in the attached correspondence and Memorandum of Agreement be accepted by the City Council; and

NOW THEREFORE BE IT RESOLVED by the Hoboken City Council that:

1. The above recitals are incorporated as if fully set fourth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete all actions necessary to complete and realize the intent and purpose of this resolution.
3. This resolution shall be effective immediately.
4. This resolution shall be supplemented with the formal presentation of fully completed contract.

APPROVED:

_____ _____

Richard England, Business Administrator Joseph S. Sherman, Corporation Counsel

Date: December 6, 2006

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE ADMINISTRATION TO APPLY FOR STATE RECYCLING GRANT

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which a tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing the City of Hoboken to apply for such tonnage grants will memorialize the commitment of the City of Hoboken to recycling and to indicate the assent of the Mayor and Council of the City of Hoboken to the efforts undertaken by the City of Hoboken and the requirements contained in the Recycling Act and recycling regulations; and

WHERAS, such a resolution should designate the individual authorized to ensure the application is properly completed and filed in a timely manner.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Hoboken that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council hereby authorizes the Mayor or his designee to execute any and all documents and take any and all actions necessary to complete and receive the intent and purpose of this resolution.
3. The Mayor or his designee is authorized to execute and submit a recycling tonnage grant application to the New Jersey Department of Environmental Protection for tonnage of recyclables collected in SFY 2005 and designates the Director of the Department of Environmental Services to ensure that the application is timely filed.
4. The monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.
5. Furnish such documents as may be required.
6. Act as authorized correspondent of the City of Hoboken.
7. Execute necessary contracts, if funding is awarded.

This Resolution is effective immediately.

Department of Environmental **Approved as to form**:

_____ _____

Joseph Peluso, Director Joseph S. Sherman, Corporation Counsel

Meeting Date: December 6, 2006

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION RECOGNIZING THE HOBOKEN HOUSING AUTHORITY HAS MADE PROGRESS IN IMPROVING ITS EXTERIOR PROPERTY

WHEREAS, the Hoboken Housing Authority has made progress in improving its exterior property, including but not limited to, the beautiful new basketball court; and

WHEREAS, the Authority is in the process of bidding that will further improve the living conditions of its residents, but condemning the Authority for failing to provide safe and clean living condition for many tenants because as of December 6 2006, there are still numerous housing violations that exist on the property owned by the Hoboken Housing Authority including but not limited to, holes in apartment buildings, broken front doors, broken hall windows, graffiti filled stairways, dirty hallways and elevators, and no intercom access in many buildings; and

WHEREAS, no other buildings in the City of Hoboken have such numerous housing violations including those owned and operated by the Applied Companies, Church Towers, Clock Towers, and Grogan Marine View Plaza; and

WHEREAS, all residents of Hoboken regardless of where they live deserve decent housing conditions; and

WHEREAS, if the federal government cannot properly manage these buildings then the federal government should pass along this responsibility to agencies that can.

NOW THEREFORE, BE IT RESOLVED, that the Hoboken City Council urges the leadership of the Hoboken Housing Authority to take urgent and emergency actions to correct the many housing violations that presently exist at the Hoboken Housing Authority properties.

BE IT FURTHER RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. This Resolution is effective immediately.
3. That Certified copies of this Resolution be forwarded by the City clerk to the Housing Authority Board and the Housing Authority Director.

Meeting: 6 December 2006

APPROVED AS TO FORM:

_____	_____
Richard England	**Joseph Sherman**
Business Administrator	**Corporation Counsel**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION SUSPENDING ALTERNATE PARKING FOR the 2007 HOLIDAYS

WHEREAS, the City of Hoboken is here by suspending alternate street parking and resident permit parking, for the 2007 holidays, and

NOW THEREFORE BT RESOLVED, that alternate street parking and resident permit parking is hereby suspended for the following holidays;
Passover Wednesday April 4 2007, Rosh Hashanah Friday September 14 2007
Yom Kippur Saturday September 22 2007, Thanksgiving Day, Christmas Day; and,

BE IT FURTHER RESOLVED, that a copy of this resolution is presented to the Division of Signal & Traffic for implementation.

_____
Mayor

_____
Approved as to legal form
Corporation Counsel

_____
City Clerk

Meeting Date: December 6, 2006

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

HAZARDOUS DISCHARGE SITE REMEDIATION FUND

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $19,893.00 from NJ Department of Environmental Protect wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$19,893.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
NJ Department of Environmental Protection
Appropriations:
Hazardous Discharge Site Grant

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $19,893.00 Be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
NJ Department of Environmental Protection
Appropriations:
Hazardous Discharge Site Grant
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: December 6, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

SECURE OUR SCHOOLS GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $269,269.00 from US Department of Justice wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$269,269.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
US Department of Justice
Appropriations:

	Secure our School Grant	$134,634.00
50%	Match Board of Education	134,635.00

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $269,269.00 Be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
US Department of Justice
Appropriations:

	Secure our School Grant	$134,634.00
50%	Match Board of Education	134,635.00
	Other Expenses	

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: December 6, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced by: _____

Seconded by: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

Inserting a Special Item of Revenue into the SFY 2007 Municipal Budget

SEPTEMBER 11, 2001 MEMORIAL GRANT

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the Budget of any county or municipality when such item shall have been made available By law and the amount thereof was not determined at the time of the adoption of the Budget, and

WHERAS, said Director may also approve the insertion of an item of Appropriation for an equal amount, and

WHEREAS, the City of Hoboken has received notice of an award of $110,000.00 from State Department of the Treasury , Division of Administration Grant wishes to amend its SFY 2007 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoboken, in the County of Hudson, State of New Jersey, hereby requests the Director
Of the Division of Local Government Services to approve the insertion of an item of Revenue in the budget of the year SFY 2007 in the sum of……$110,000.00
This is now available as revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
State Department of the Treasury:
Division of Administration Grant Agreement
Appropriations:
September 11, 2001 Memorial Grant

NOW, THEREFORE, BE IT RESOLVED that the like sum of: $110,000.00
Be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
Stat State Department of the Treasury:
Division of Administration Grant Agreement
Appropriations:
September 11, 2001 Memorial
Other Expenses

NOW, THEREFORE, BE IT RESOLVED, that the City Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

MEETING DATE: December 6, 2006

Approved:

Richard England
Business Administrator

Approved as to Form:

Joseph S. Sherman,
Corporation Counsel

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING THE CLOSURE OF A BANK ACCOUNT AT THE RECOMMENDATION OF THE DIVISION OF REVENUE AND FINANCE

WHEREAS, The Division of Revenue and Finance of the City of Hoboken has recommended the closure of the following Bank Accounts which have been dormant:

City of Hoboken General Accounts #4144-010792

NOW, THEREFORE, BE IT RESOLVED, that the Division of Revenue & Finance be and is hereby authorized to close the aforementioned bank account and to execute any and all documents necessary for the closure of said accounts; and be it further

RESOLVED, that the NorthFolk Bank, which administer the accounts noted above shall be furnished with a certified copy of this resolution.

MEETING: December 6, 2006

APPROVED AS TO FORM:

_____	_____
Joseph Sherman	**Richard England**
Corporation Counsel	**Business Administrator**

Introduced By:_____

Seconded By:_____

CITY OF HOBOKEN

RESOLUTION No._____

RESOLUTION AUTHORIZING CONTRACT WITH UNITRONICS, INC., FOR MECHANICAL AND ELECTRICAL SYSTEMS RETROFIT AND REPAIR; AND MANAGEMENT AND PROGRAMMABLE LOGIC COMPUTER OPERATING SOFTWARE REPLACEMENT FOR THE GARAGE AT 916 GARDEN STREET

WHEREAS, the City Council, at its meeting of July12, 2006, authorized the Hoboken Parking Utility to prepare Bid Specifications in order to retrofit the 916 Garden Street Automated Garage ("916 Garage"); and

WHEREAS, those specifications required that all necessary software, and operational, maintenance and repair work be included as part of the proposal; and

WHEREAS, pursuant to the July 12, 2006 Resolution and after public advertising thereof, the following proposal was received for mechanical and electrical systems retrofit and repair and management software and programmable logic computer operating software replacement for the garage at 916 Garden Street, in accordance with the request for proposals, issued on October 23, 2006 by the Parking Utility.

VENDOR	Amount of Bid
Unitronics, Inc. 1 Batterymarch Park Quincy, MA 02169 With headquarters at: Unitronics Building Airport City POB 300 Ben Gurion, Airport Israel 70100 and;	$1,974,000.00

WHEREAS, NO monetary obligation is required at this time, as payment will NOT be required until three (3) months after the 916 Garage is fully operational; and

WHEREAS, the Business Administrator and the Parking Utility Director and Parking Consultant Leonard Bier Esq. recommend the acceptance of the proposal from Unitronics, Inc.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The Council of the City of Hoboken hereby authorizes the Mayor or his designee to execute any and all documents and take any actions necessary to complete and realize the intent and purpose of this resolution.
3. This Resolution is effective immediately.
4. The proposal from Unitronics Inc. is here by accepted.
5. Additional Resolution authorizing payment will be presented at such time as the 916 Garage has been fully operational for three (3) months.

.

MEETING: December 6, 2006

APPROVED AS TO FORM:

_____	_____
Richard England	**Joseph Sherman**
Business Administrator	**Corporation Counsel**

INTRODUCED BY:_____
SECONDED BY:_____

CITY COUNCIL OF THE
CITY OF HOBOKEN

RESOLUTION DESIGNATING VARIOUS PROPERTIES COMPRISING THE HOBOKEN TERMINAL AND YARD AS AN AREA IN NEED OF REDEVELOPMENT
 # __-__

WHEREAS, by resolution dated June 21, 2006, and pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), the City Council of the City of Hoboken directed the Planning Board of the City of Hoboken to conduct a preliminary investigation and public hearing to determine whether all or any part of the area ("the Study Area") known and designated on the Tax Map of the City of Hoboken as:

Block 229, Lots 1 and 2,
Block 139, Lots 1.1, 1.2, 1.3, 2, 3 and 4,

which is generally referred to as the Hoboken Terminal and Yard, is an area in need of redevelopment in accordance with N.J.S.A. 40A:12A-6;

WHEREAS, pursuant to N.J.S.A. 40A:12A-6(b)(1), the Planning Board conducted an initial review of the Study Area and prepared a map showing its boundaries, which boundaries are further shown on Attachment A hereto;

WHEREAS, at the direction of the Planning Board, planning consultants Phillips Preiss Shapiro Associates, Inc. ("PPSA") prepared a Redevelopment Study for the Hoboken Terminal & Yard dated November, 2006, ("the Study") that recommended the designation of the Study Area as an area in need of redevelopment;

WHEREAS, following receipt of the Study and with due notice, the Planning Board held a public hearing on Tuesday, December 5, 2006, to determine whether all or any part of the Study Area is an area in need of redevelopment in accordance with the Redevelopment Law, and thereupon, duly adopted a resolution recommending that all of the Study Area be designated as an area in need of redevelopment; and

WHEREAS, the City Council has considered the recommendations of the Planning Board and the Study.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hoboken as follows:

1. The City Council finds as follows:

a. The Study Area is located in the southeastern portion of the City of Hoboken. Hoboken's downtown commercial core is immediately north and northeast of the Study Area.

b. The Study Area includes approximately 52 acres of the Hoboken Terminal and Yard complex and consists of one (1) property assemblage owned by New Jersey Transit comprised of a total of eight (8) tax lots. The Study Area does not include the balance of the complex, which is located in the City of Jersey City and has long been designated as part of Jersey City's Newport Redevelopment Area.

c. The Study Area has a long history of use as an important multi-modal transportation facility and is improved by multiple buildings of varying significance, condition and utility. Modes of transportation include commuter rail, light rail, PATH train, ferry and bus. It is estimated that approximately 30,000 commuters pass through the Study Area each weekday morning.

d. The City's Master Plan regards the Study Area as "underutilized resource" and recommends that it become more of a destination through the development of mixed uses. The Master Plan states, "increasing economic activity in the Terminal and surrounding area can have a positive impact on the entire City's economic health."

e. The Master Plan also contains several recommendations for the Study Area, including enhancement of the area's appearance, improvement of vehicular circulation and pedestrian safety, and creation of public open space.

f. The Study Area consists of one transportation property with several types of improvements. While the waiting room of the Main Terminal building has recently been renovated and there are efforts to redevelop the ferry slips and reinitiate service, there are significant portions of the Study Area that are in disrepair, vacant, obsolete, underutilized, unsafe and/or have obsolete layouts, as described below.

(i) Main Terminal. The Main Terminal is the nexus of several modes of transportation, yet the interconnections between the different modes of transportation and pedestrian flow are indirect and congested especially during peak hours. Modifications from the original layout, the relocation, elimination and addition of transit modes, and the lack of multiple corridors for pedestrian access have contributed to an obsolete layout.

(ii) Ferry Terminal. Ferry service from the Ferry Terminal ceased in 1967, and now large portions of the building serve little or no use. Many interior and exterior areas of the Ferry Terminal are in a state of disrepair and the large second floor concourse is vacant and no longer available for public use. While the first floor of the Ferry terminal is being renovated for future ferry use, there are no appropriations to renovate the second floor, as modern ferries board at ground level.

(iii) Ferry Terminal Plaza. The Ferry Terminal Plaza is presently used for surface parking rather than its intended use as a public square and pedestrian gateway to the Ferry Terminal. As such, it is underutilized and inaccessible to the public. The Ferry Terminal Plaza also exhibits unsafe conditions, including periodic sinkholes, and has a substructure that is in need of significant repairs.

(iv) Ferry Piers. The main wooden pier to the south of the Ferry Terminal is very dilapidated and is currently fenced off in recognition of its unsafe condition.

(v) YMCA Building. Large portions of the YMCA building are now vacant or storing largely obsolete equipment. Rail operations which were formerly conducted here have since been relocated offsite. The floor plan is characterized by small interior spaces along narrow corridors, and does not comport with modern office standards that call for larger floor plates and more flexible design alternatives.

(vi) Bus Terminal. The Bus Terminal structure and circulation are very poorly designed, and the overall layout is largely obsolete for purposes of safe and efficient public transport. The Bus Terminal is essentially a shed created from the pilings of a former trolley terminal, and lacks basic passenger amenities such as benches and trash receptacles. Passengers must also cross over six (6) bus lanes to enter the Main Terminal or PATH trains, posing a clear public safety concern.

(vii) Immigrant/Pullman Building. This is another building within the Study Area that is in dilapidated condition. It is not weatherproofed, as it has temporary plastic coverings over portions of the building façade and temporary cardboard insulation on windows in the employee break room. The second story is entirely unutilized, and the rear of the building is covered with rusted metal cladding that appears to be structurally unstable.

(viii) PATH Track and Structures Building. Previously used for commercial purposes, the PATH Track and Structures Building is unoccupied, largely dilapidated, and clearly underutilized given its location at Hudson Place and Hudson Street, a primary intersection in Hoboken. A majority of its windows are covered with plywood or filled in with concrete, thereby keeping natural light from illuminating the interior space.

(ix) Records Building. The Records Building is situated along Observer Highway in a prominent location close to downtown Hoboken. Previously used for commercial purposes, the Records Building is now vacant, largely obsolete and in poor repair. Its windows are covered or filled such that no light penetrates through to the interior space.

(x) Engine House. The Engine House is no longer essential to the operations of the rail yards. Most of the railroad repairs it was designed to facilitate, and any railroad operations, now occur in more modern facilities.

Accordingly, NJ Transit intends to demolish this building, and any ancillary rails servicing the facility will no longer be needed.

(xi) Engine House Employee Parking Lot. This surface parking lot located along Observer Highway currently accommodates a number of construction trailers. As such, this area, envisioned by the City's Master Plan as a key redevelopment site, is largely underutilized and unproductive.

(xii) Northern Days Yard and Terminal Tower. The Northern Days Yard consists of the three northernmost tracks bordering Observer Highway. These tracks, currently used for train storage, have been replaced and are no longer critical to railroad operations. The Terminal Tower was designed as an operations tower to direct trains, but this function is now performed offsite. The Terminal Tower is now being utilized for storage and office space.

(xiii) Train Shed and Platform Tracks. The architectural integrity of the Train Shed has been compromised by modifications in conflict with its original design, including the modifications that no longer allow light to penetrate through to the Platform Tracks. The Platform Tracks are neither ADA-compliant nor of optimum length to accommodate future service.

g. Many of the above facilities are detrimental to the public health, safety and welfare. In light of Hoboken's walkable, dense urban character, these facilities have a pronounced negative impact on the commercial core of Hoboken. The land uses that comprise Hoboken's downtown area abruptly stop at the Terminal, where industrial facades, dilapidated structures, and parking lots predominate in an otherwise vibrant mixed-use district.

h. Several of these dilapidated facilities severely conflict with the vitality of the mixed-use core of Hoboken. They represent a stagnant and unproductive condition of property that, particularly given the locational context, is potentially valuable in contributing to the economic vitality and overall welfare of the City.

i. Based upon the detailed analysis in the Study and the findings of the Planning Board, the Study Area meets the statutory criteria set forth in N.J.S.A. 40A:12A-5 for the designation of an area for redevelopment, including the following:

(i) The discontinuance of the use of buildings previously used for commercial, manufacturing, or industrial purposes; the abandonment of such buildings; or the same being allowed to fall into so great a state of disrepair as to be untenantable, N.J.S.A. 40A:12A-5(b),

(ii) Areas with building or improvements which, by reason of dilapidation, obsolescence, overcrowding, faulty arrangements or design, lack of ventilation, light and sanitary facilities, excessive land coverage, deleterious land use or obsolete layout, or any combination of these or other factors, are detrimental to the safety, health, morals or welfare of the community, N.J.S.A.

40A:12A-5(d), and

(iii) A growing lack or total lack of proper utilization of areas caused by the condition of the title, diverse ownership of the real property therein or other conditions, resulting in a stagnant or not fully productive condition of land potentially useful and valuable for contributing to and serving the public health, safety and welfare, N.J.S.A. 40A:12A-5(e).

2. The City Council further adopts the findings of the Study as follows:

"For all the reasons expressly set forth in this report, we conclude that the study area qualifies as 'an area in need of redevelopment' in accordance with N.J.S.A. 40:12A."

3. Therefore, the City Council determines that all of the lots identified above and depicted as comprising the Study Area on the map hereto affixed as Attachment A, should be and are hereby designated as an area in need of redevelopment, as provided in N.J.S.A. 40A:12A-5.

4. The City Clerk shall forthwith transmit a copy of this resolution to the Commissioner of Community Affairs, in accordance with N.J.S.A. 40A:12A-6.

5. Within ten (10) days of the adoption of this resolution, the City Clerk shall further serve a notice of the determination of the City Council to designate the Hoboken Terminal and Yard as an area in need of redevelopment upon each person, if any, who filed a written objection thereto and supplied an address to which such notice can be sent.

Date of Meeting: December 6, 2006

APPROVED:

_____

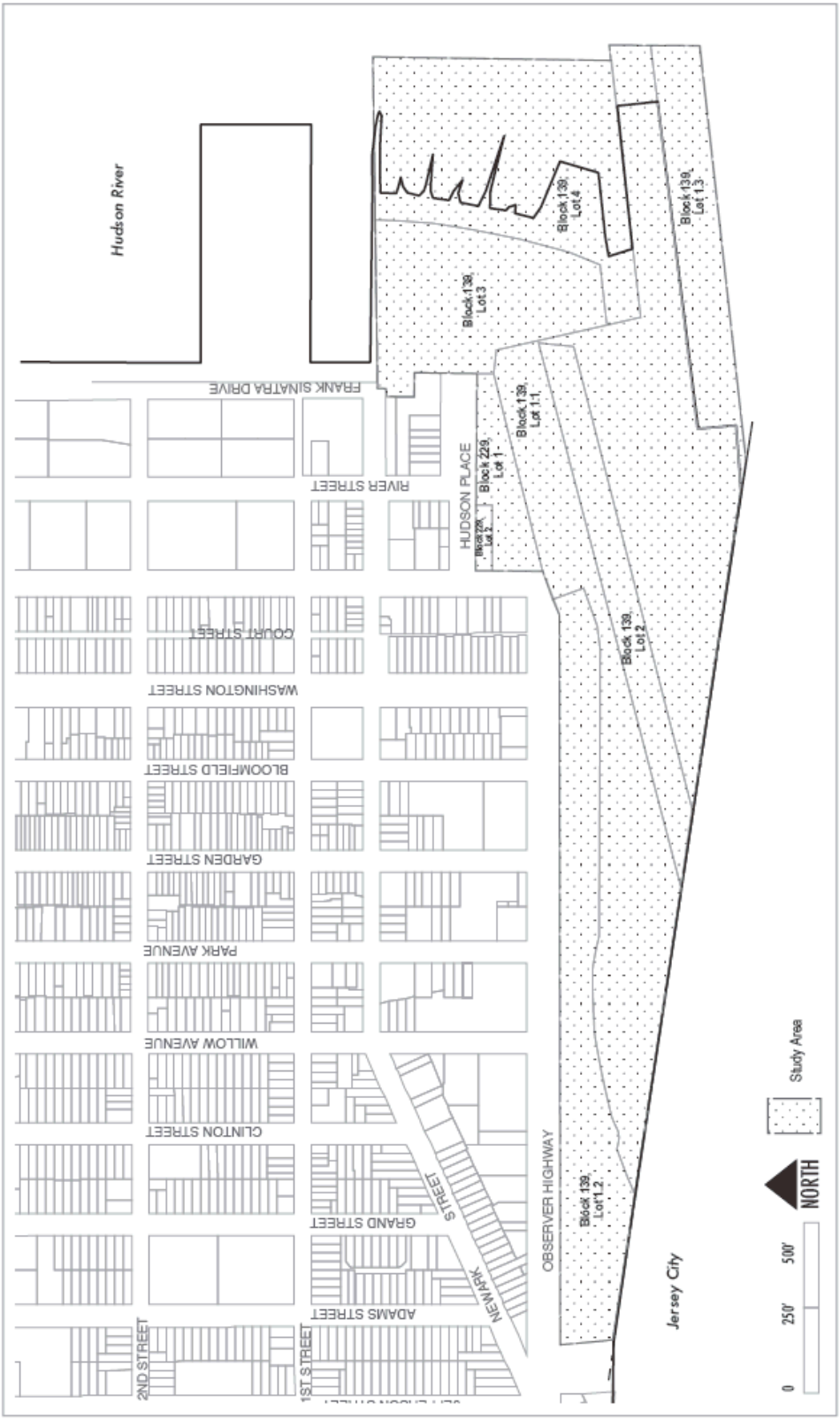
Fred M. Bado, Director
Community Development

APPROVED AS TO FORM:

_____

Joseph S. Sherman,
Corporation Counsel

ATTACHMENT A



Introduced by_____
Seconded by_____

HOBOKEN CITY COUNCIL

RESOLUTION NO._____

RESOLUTION AUTHORIZING CITY COUNICL TO HAVE AGENDA COMPLETED AT LEAST TEN (10) DAYS PRIOR TO COUNCIL MEETING.

WHEREAS, the Hoboken City Council is the governing body of the City of Hoboken.

WHEREAS, the Council by virtue of the oath of office have been given the change of governing the best of their ability.

WHEREAS, the public, by virtue of electing the Council, has put their confidence in their abilities.

WHEREAS, the Council intends to have the agenda closed ten (10) days before each meeting as afforded to most city boards. Adhering to this process will allow Council members sufficient time to research documents and have answer to questions.

WHEREAS, the Council realizes emergencies and unforeseen events occur. Items that need immediate attention, may be brought before the Council, and will be up to the discretion of the Council.

NOW THEREFORE, be it resolved the Hoboken City Council direct the Law Department and the Business Administrator to close the City Council Agenda within ten (10) days before each Council Meeting with the understanding items may be brought before the Council and entertained at the Council's discretion.

Approved as to form: **Approved By:**

_____ _____

Sponsored by:_____

Seconded by: _____

CITY OF HOBOKEN
ORDINANCE NO. _____

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 190 OF THE ADMINISTRATIVE CODE OF THE CITY OF HOBOKEN ENTITLED VEHICLES AND TRAFFIC, ADOPTED SEPTEMBER 4, 1991 AS ORDINANCE #2278.

THE COUNCIL OF THE CITY OF HOBOKEN DOES HEREBY ORDAIN AS FOLLOWS:

ARTICLE XXV

Signage Designating Driveway And Loading Zone

190-41.1 Parking in Front of Driveway

Section 1: Pursuant to N.J.S.A. 39:4-138.4 The Director of Parking Utility may issue to owners of private driveways and to members of the same household permits authorizing the parking of private passenger vehicles in front of the owner's driveway. The Director may require an owner to file a complete application for such a permit on a form provided by the director. An owner of a private driveway shall be eligible to apply for up to three permits for his or her own motor vehicles or for use by other parties authorized by the owner to park in front of the private driveway. Each member of the owner's household who owns a motor vehicle shall also be eligible to apply for a permit issued under this section . The director may require an applicant to provide evidence that the driveway was legally established in accordance with the office of zoning code.

Section 2: The permit shall identify the location of the driveway and the vehicle authorized to park in front of the driveway. The permit shall be 5 ½ inches by 8 ½ inches in size. Shall bear an appropriate certification of authenticity and shall be displayed prominently within the vehicle when parked so as to be seen from the middle of the street.

Section 3: Provided that such parking is not otherwise prohibited and does not interfere with a normal flow of traffic. It is an affirmative defense to prosecution for violation of N.J.S.A. 39:4-138(d) if:

1. The parked vehicle and driveway where the vehicle is parked are owned by the same person; or
2. The parked vehicle is owned by a member of the same household as the owner of the private driveway; or
3. The owner of the private driveway authorized the parking of the parked vehicle in front of the private driveway.
4. This defense may be presented by form of affidavit as provided for in the New Jersey Court Rule 7:6-6(a).
5. No owner may permit any vehicle to park in front of the owner's driveway other than a vehicle registered in the name of the owner or member of the owner's household residing with the owner.

6. No owner may charge a fee for permitting anyone to park a vehicle in front of the owner's driveway.
7. The parked vehicle must be parked parallel to the curb in front of the driveway. No vehicle shall be parked in such a way as to block access to the sidewalk.

Section 4: All ordinances and parts of ordinances inconsistent herewith are hereby repealed. This ordinance shall be part of the Hoboken Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Hoboken code. This ordinance shall take effect as provided by law.

_____ _____

Mayor City Clerk

_____ _____

Meeting Date: December 20, 2006 Approved as to legal form
Corporation Counsel

`

Introduced By:_____

Second By: _____

CITY OF HOBOKEN
RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE REFUND
OF TAX OVERPAYMENTS/INTEREST

WHEREAS, an overpayment of taxes has been made on property listed below; and

WHEREAS, Louis P. Picardo, Collector of Revenue recommends that refunds be made; now, therefore, be it -

RESOLVED, that a warrant be drawn on the City Treasurer to the order of the following taxpayer in the sum opposite their respective name, totaling **$107,176.80** representing overpayment of taxes:

NAME	BL \LOT\UNIT	PROPERTY	AMOUNT
Abn-Amro Mortg. 7159 Corklan Drive Jacksonville, Fl. 32258-4455 Mortg #0652398433	13/4	85-89 Harrison Street	$5,161.24
Wells Fargo Mortg. 1 Home Campus Des Moines, IA. 50328-0001 Claim #192545	208/20	953 Bloomfield St.	$3,574.65

NAME	BL\UNIT	PROPERTY	AMOUNT
First American P. O. Box 961230 Ft. Worth, Tx 76161-0230 File #43150908	47/21	324 Monroe St.	$15,475.47
Public Storage, Inc. 701 Western Avenue Suite 200 Glendale, California 91201-2397	91/1.1	801-23 Adams St.	$35,376.00
J. Tufts & S. Rocamboli 807 Clinton St. #4C Hoboken, N. J. 07030	160/3/C04-C	807-09 Clinton St.	$4,943.66
402 Madison St. LLC 607 Clinton St. #3 Hoboken, N. J. 07030	58/24	402 Madison St.	$1,212.36
American Bk of N. J. 365 Broad St. Bloomfield, N. J. 07003-2798	193/22/C0004	635 Garden St.	$1,500.46
Coldwell Bk & Mortg. 4001 Leadenhall Road Mt. Laurel, N. J. 08054	186/8/C004D	159-61 Newark St.	$1,625.50
Wells Fargo Mortg. 1 Home Campus Des Moines, IA 50328 #7-0147867584	196/1	901 Garden St.	$7,158.47
M. Gutkowski & K. Fung 221 Willow Ave. #4R Hoboken, N. J. 07030	165/11/C004R	221 Willow Ave.	$2,268.34

NAME	BL\LOT\UNIT	PROPERTY	AMOUNT
Citi Mortgage P. O. Box 23689 Rochester, N. Y. 14692	268.1/3/C006F	1500 Hudson St.	$7,831.24
First American 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623 Attn: Kelly Fisher New Jersey Team Leader	89/12/C0308	501 Ninth St.	$1,300.93
First American 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623 Attn: Kelly Fisher New Jersey Team Leader	220/22/C0006	938 Hudson St.	$83.54
First American 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623 Attn: Kelly Fisher New Jersey Team Leader	212/5	115 Washington St.	$203.94
First American 95 Methodist Hill Road Suite 100 Rochester, N. Y. 14623 Attn: Kelly Fisher New Jersey Team Leader	204/18/C001S	535-37 Bloomfield St.	$1,049.89
Linda Bielik 1500 Washington St. Apt. 8 I Hoboken, N. J. 07030	268.1/2/C008I	1500 Washington St.	$58.43

NAME	BL/UNIT	PROPERTY	AMOUNT

Sirva Relocation LLC % Law Office Brian Kappock 232 Madison St. Hoboken, N. J. 07030	165/11/C004A	83-87 Monroe St.	$1,760.91
Louis Cicenia 92 Evergreen Avenue Nutley, N. J. 07110	15/14/C0002	607 First St.	$1,234.11
Louis Cicenia 92 Evergreen Avenue Nutley, N. J. 07110	221/6/C001F	1025 Washington St.	$1,328.38
Samuel Forlino 207 Tenth Street Hoboken, N. J. 07030	184/25	207 Tenth St.	$35.90
F. Luke & R. Ames 319 Park Ave. #B Hoboken, N. J. 07030	179/9/C000B	319 Park Ave.	$19.35
Persio Paulino 1007 Garden St. #3 Hoboken, N. J. 07030	197/4.3	1007 Garden St.	$31.34
Peter Lo 312 Lilac Drive Union, N. J. 07083	114/1/C0422	1300 Grand St.	$57.76
D. Munshine & H. Scher 1500 Hudson St. #2V Hoboken, N. J. 07030	268.1/3/C002V	1500 Hudson St.	$1,762.50
First American P. O. Box 961230 Fort Worth, TX 76161-0230	22/3.1/C003L	265 1st/95 Willow	$1,790.15

Page Four of Five

NAME	**BL/UNIT**	**PROPERTY**	**AMOUNT**
First American Real Estate	29/19	130 Jefferson St.	$5,766.98

95 Methodist Hill Rd Suite 100 Rochester, N. Y. 14623			
Theodore Liu 58 Eighth Street Hoboken, N. J. 07030	219/27	58 Eighth St.	$14.26
First American P. O. Box 961230 Ft. Worth, Tx 76161-0230 File#18624099	16/42.1	550 Observer Hwy.	$2,261.77
Abn-Amro 7159 Corklan Drive Jacksonville, Fla 32258-4450	149/1/C0W3H	400-14 9th St.	$2,289.27

Meeting: December 20, 2006

Approved as to Form:

_____

CORPORATION COUNSEL

_____

Louis P. Picardo

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING ESTIMATED TAX BILLS FOR FIRST QUARTER 2007

WHEREAS, the SFY 2006 budget has not yet been adopted; and

WHEREAS, the City of Hoboken is attempting to find alternative revenue sources to lessen the burden of taxes on the City's taxpayers and residents;

WHEREAS, the City of Hoboken is in need of revenues to maintain normal cash flow operations;

WHEREAS, the Tax Collector of the City of Hoboken is hereby authorized to issue estimated tax bills.

NOW, THEREFORE, BE IT RESOLVED, that deadline for receipt of First Quarter 2007 taxes and the grace Period for the collection of those taxes be determined according to P.L. 1994. c.72 (R.S. 54:4-67)

Approved

_____
Richard F. England
Director of Administration

Approved as to form:

_____
Joseph S. Sherman
Corporation Counsel

Meeting Date: December 20, 2006

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION AUTHORIZING PAYMENTS(S) IN AN AMOUNT NOT TO EXCEED $20,000 FOR APPRAISAL(S) OF PROPERTIES LOCATED AT 1500 -1518 JEFFERSON STREET, 1520-1530 JEFFERSON STREET, 1405-1429 MADISON STREET, 1414-1428 JEFFERSON STREET, 1404-1412 JEFFERSON STREET, 1521-1531 MADISON STREET.

WHEREAS, the City is desirous of ascertaining the current value of 1500-1518 Jefferson St, 1520-1530 Jefferson St, 1405-1429 Madison St, 1414-1428 Jefferson St, 1404-1412 Jefferson St, 1521-1531 Madison St. Hoboken, New Jersey; and

WHEREAS, in order for the City to assist the City of Hoboken's acquisition of the above referenced properties as part of the Hoboken's plan to relocate the Public Works Garage and specifically approves the appropriation of $20,000 for the appraisals of the above referenced properties to be charged against account #20-158-020, Expert Witness appraisal operating and Expenses.

NOW, THEREFORE, BE IT RESOLVED that:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The City Council hereby authorizes the Mayor, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purposes of this resolution.
3. This resolution shall be effective immediately.

Approved

_____
Richard F. England
Director of Administration

Approved as to form:

_____
Joseph S. Sherman
Corporation Counsel

Meeting Date: December 20, 2006

Introduced By: _____
Seconded By: _____

CITY OF HOBOKEN

RESOLUTION NO. _____

RESOLUTION FOR REIMBURSEMENT OF FILM PERMIT FEE

WHEREAS, Section 97-3 (H) of the Hoboken Code allows the city Council to waive certain requirements of Chapter 97 of the Hoboken City Code whenever it determines that strict compliance with such limitations will pose an unreasonable burden upon the applicant; and

WHEREAS, the Business Administrator has reviewed the application for film permit and recommends the reimbursement the permit fee of $350.00 paid by Topspin Creative Corp 220 5th Avenue Suite 800, NY. NY. 10001, who was issued a filming permit by the City Clerk pursuant to Chapter 97 of the City Code.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken, that warrants be drawn on the City Treasurer in the sum of $350.00 payable to Topspin Creative Corp as reimbursement of a filming permit fee.

Approved

_____
Richard F. England
Director of Administration

Approved as to form:

_____
Joseph S. Sherman
Corporation Counsel

Meeting Date: December 20, 2006

Sponsored by _____

Sponsored by _____

RESOLUTION NO._____

RESOLUTION REAPPOINTING MICHAEL SCHAFFER TO A TERM AS A COMMISSIONER OF THE NORTH HUDSON SEWERAGE AUTHORITY EXPIRING FEBRUARY 1, 2012

WHEREAS, pursuant to Section 64-2 of the Code of the City of Hoboken, the governing body of the City of Hoboken shall appoint three (3) members to the North Hudson Sewerage Authority ("the Authority"); and

WHEREAS, the Mayor of the City of Hoboken has nominated Michael Schaffer of 2 Constitution Court, Hoboken, New Jersey, for reappointment as a member of the Authority effective February 1, 2007;-

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hoboken that Michael Schaffer be and is hereby reappointed as a member of the Authority for a term of five (5) years to expire February 1, 2012.

APPROVED AS TO FORM:

_____
Corporation Counsel

Meeting Date: December 20, 2006

Introduced by:_____

Seconded by:_____

CITY OF HOBOKEN

RESOLUTION NO. _____

THIS RESOLUTION AUTHORIZES ADDITIONAL TEMPORARY EMERGENCY APPROPRIATIONS TO THE SFY 2007 BUDGET UNTIL SUCH TIME AS A FORMAL BUDGET IS ADOPTED.

RESOLVED, that the Chief Financial Officer is hereby directed, pursuant to N.J.S.A. 40A:4-20 to make the following additional temporary emergency appropriations:

ACCOUNT	ACCOUNT #	AMOUNT
(Within Cap)		
Personnel O.E.	7-01-20-105-021	$ 500.00
Mayor's S & W	7-01-20-110-010	$ 100.00
Mayor's O.E.	7-01-20-110-021	$ 2,000.00
Purchasing S & W	7-01-20-114-010	$ 500.00
City Clerk S & W	7-01-20-120-010	$ 500.00
Payroll S & W	7-01-20-132-010	$ 500.00
Corp. Counsel S & W	7-01-20-155-010	$ 3,000.00
Zoning Officer S & W	7-01-21-186-010	$ 2,500.00
Housing Inspect. S&W	7-01-21-187-010	$ 500.00
Construction S & W	7-01-22-195-010	$ 7,000.00
Police Department S&W	7-01-25-241-010	$ 30,000.00
Environ. Svcs. Dir. S&W	7-01-26-290-010	$ 3,000.00
Solid Waste S & W	7-01-26-305-010	$ 7,000.00
Constituent Services S&W	7-01-27-333-010	

		$ 6,000.00
Board of Health S & W		7-01-27-332-010
		$ 2,500.00
Transportation S & W		7-01-27-348-010
		$ 4,000.00
Transportation O.E.		7-01-27-348-021
		$ 1,000.00
Telephone O.E.		7-01-31-440-000
		$ 10,000.00
Municipal Court S&W		7-01-43-490-010
		$ 10,000.00
	TOTALS	$ 90,600.00

ACCOUNT (Outside CAP)	ACCOUNT #	AMOUNT
Public Library S & W	7-01-29-390-010	$ 1,000.00
	TOTALS	$ 1,000.00

ACCOUNT (Utility)	ACCOUNT #	AMOUNT
Parking Utility S & W	7-31-55-502-100	$ 11,000.00
Parking Utility O.E.	7-31-55-502-200	$ 100,000.00
	TOTALS	$ 110,000.00

MEETING: 20 December 2006
APPROVED:

APPROVED AS TO FORM:

_____

Richard England, Business Administrator

_____

Joseph S. Sherman, Corp.

Counsel